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# ***Illinois Register***

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## **Rules of Governmental Agencies**

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Ill. Chicago



## INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1991

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991	June 25, 1991	July 2, 1991	28	July 12, 1991
Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991	July 2, 1991	July 9, 1991	29	July 19, 1991
Dec. 31, 1990	Jan. 8, 1991	3	Jan. 18, 1991	July 9, 1991	July 16, 1991	30	July 26, 1991
Jan. 8, 1991	Jan. 15, 1991	4	Jan. 25, 1991	July 16, 1991	July 23, 1991	31	Aug. 2, 1991
Jan. 15, 1991	Jan. 22, 1991	5	Feb. 1, 1991	July 23, 1991	July 30, 1991	32	Aug. 9, 1991
Jan. 22, 1991	Jan. 29, 1991	6	Feb. 8, 1991	July 30, 1991	Aug. 6, 1991	33	Aug. 16, 1991
Jan. 29, 1991	Feb. 5, 1991	7	Feb. 15, 1991	Aug. 6, 1991	Aug. 13, 1991	34	Aug. 23, 1991
Feb. 5, 1991	Feb. 11, 1991	8	Feb. 22, 1991	Aug. 13, 1991	Aug. 20, 1991	35	Aug. 30, 1991
Feb. 11, 1991	Feb. 19, 1991	9	Mar. 1, 1991	Aug. 20, 1991	Aug. 27, 1991	36	Sept. 6, 1991
Feb. 19, 1991	Feb. 26, 1991	10	Mar. 8, 1991	Aug. 27, 1991	Sept. 3, 1991	37	Sept. 13, 1991
Feb. 26, 1991	Mar. 5, 1991	11	Mar. 15, 1991	Sept. 3, 1991	Sept. 10, 1991	38	Sept. 20, 1991
Mar. 5, 1991	Mar. 12, 1991	12	Mar. 22, 1991	Sept. 10, 1991	Sept. 17, 1991	39	Sept. 27, 1991
Mar. 12, 1991	Mar. 19, 1991	13	Mar. 29, 1991	Sept. 17, 1991	Sept. 24, 1991	40	Oct. 4, 1991
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Apr. 2, 1991	Apr. 9, 1991	16	Apr. 19, 1991	Oct. 8, 1991	Oct. 15, 1991	43	Oct. 25, 1991
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Apr. 16, 1991	Apr. 23, 1991	18	May 3, 1991	Oct. 22, 1991	Oct. 29, 1991	45	Nov. 8, 1991
Apr. 23, 1991	Apr. 30, 1991	19	May 10, 1991	Oct. 29, 1991	Nov. 5, 1991	46	Nov. 15, 1991
Apr. 30, 1991	May 7, 1991	20	May 17, 1991	Nov. 5, 1991	Nov. 12, 1991	47	Nov. 22, 1991
May 7, 1991	May 14, 1991	21	May 24, 1991	Nov. 12, 1991	Nov. 19, 1991	48	Dec. 2, 1991 (Mon.)
May 14, 1991	May 21, 1991	22	May 31, 1991	Nov. 19, 1991	Nov. 26, 1991	49	Dec. 6, 1991
May 21, 1991	May 28, 1991	23	June 7, 1991	Nov. 26, 1991	Dec. 3, 1991	50	Dec. 13, 1991
May 28, 1991	June 4, 1991	24	June 14, 1991	Dec. 3, 1991	Dec. 10, 1991	51	Dec. 20, 1991
June 4, 1991	June 11, 1991	25	June 21, 1991	Dec. 10, 1991	Dec. 17, 1991	52	Dec. 27, 1991
June 11, 1991	June 18, 1991	26	June 28, 1991	Dec. 17, 1991	Dec. 24, 1991	1	Jan. 3, 1992
June 18, 1991	June 25, 1991	27	July 5, 1991	Dec. 24, 1991	Dec. 31, 1991	2	Jan. 10, 1992

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: Cellular Radio Exclusion

2) Code Citation: 83 Ill., Adm. Code 760

3) Section Numbers:  
760.20  
Proposed Action:  
Amendment

4) Statutory Authority: Implementing Section 13-203 of the Universal Telephone Service Protection Law of 1985 (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 13-203) and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 10-101).

5) A Complete Description of the Subjects and Issues Involved:  
This rulemaking will increase the number of counties in which cellular radio service is excluded from the tariff provisions listed in Section 760.20.

6) Will this proposed amendment replace an emergency amendment currently in effect? No.

7) Does this rulemaking contain an automatic repeal date: No.

8) Does this proposed amendment contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part?  
Yes.

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Citation and Issue Date</u>
760.20	Amendment	15 Ill. Reg. 14340 October 11, 1991

10) Statement of Statewide Policy Objectives: This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Date amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 5, 1991

B) Types of small businesses affected: This amendment will affect those cellular companies that are also small businesses as defined in the Illinois Administrative Procedure Act.

C) Reporting, bookkeeping or other procedures required for compliance: None.

D) Types of professional skills necessary for compliance: None.

The full text of the Proposed Amendment begins on the next page:



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES  
CHAPTER I: ILLINOIS COMMERCE COMMISSION  
SUBCHAPTER f: TELEPHONE UTILITIES

PART 760  
CELLULAR RADIO EXCLUSION

Section  
760.10 Chicago Metropolitan Area Exclusion  
760.20 Downstate Area Exclusions

AUTHORITY: Implementing Section 13-203 of the Universal Telephone Service Protection Law of 1985 (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 13-203) and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 10-101).

SOURCE: Adopted at 11 Ill. Reg. 11730, effective July 1, 1987; amended at 14 Ill. Reg. 3037, effective February 15, 1990; amended at 14 Ill. Reg. 18756, effective November 15, 1990; amended at Ill. Reg. , effective

## Section 760.20 Downstate Area Exclusions

Cellular radio service provided by facilities in Bond, Boone, Champaign, Christian, Clinton, Effingham, Fayette, Grundy, Kankakee, Kendall, Macon, Madison, Marion, McLean, Menard, Monroe, Montgomery, Peoria, Sangamon, St. Clair, Shelby, Tazewell, Winnebago, and Woodford Counties is excluded from the applicable tariff provisions contained in Sections 13-501, 13-502, 13-503, 13-504, 13-505, 13-506, and 13-509 of the Universal Telephone Service Protection Law of 1985 (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 13-501, 13-502, 13-503, 13-504, 13-505, 13-506, and 13-509).

(Source: Amended at Ill. Reg. , effective )

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

Heading of the Part: Construction of Electric Power and Communication Lines (General Order 160)

Code Citation: 83 Ill. Adm. Code 305

## Section Numbers:

305.20

## Proposed Action:

Amendment

Statutory Authority: Implementing Section 8-505 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-505 and 10-101).

A Complete Description of the Subjects and Issues Involved: This amendment will update the incorporation by reference of the National Electric Safety Code and also updates terminology to refer to telecommunications carriers. It also deletes the reference to railroad public utilities.

Will this proposed amendment replace an emergency amendment currently in effect? No.

Does this rulemaking contain an automatic repeal date? No.

Does this proposed amendment contain incorporations by reference? Yes.

Are there any other proposed amendments pending on this Part? No.

Statement of Statewide Policy Objectives: This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706



ILLINOIS COMMERCE COMMISSION  
NOTICE OF PROPOSED AMENDMENT

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

- A) Date amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 4, 1991
- B) Types of small businesses affected: This amendment will affect those electric utilities and those subject telecommunications carriers that are also small businesses as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: Engineering skills.

The full text of the Proposed Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION  
NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES  
CHAPTER I: ILLINOIS COMMERCE COMMISSION  
SUBCHAPTER b: PROVISIONS APPLICABLE TO MORE THAN ONE KIND OF UTILITY

PART 305  
CONSTRUCTION OF ELECTRIC POWER AND  
COMMUNICATION LINES  
(GENERAL ORDER 160)

Section

- 305.10 Policy
- 305.20 Scope and Incorporation by Reference of Portions of the National Electric Safety Code (NESC)
- 305.30 General Rules
- 305.40 Application
- 305.50 Certificates of Public Convenience and Necessity
- 305.60 Notification Procedure for Applications
- 305.70 Advance Notice and Cooperation
- 305.80 Interchange Data
- 305.90 Coordinated Locations of Lines
- 305.100 Overbuilding or Underbuilding
- 305.110 Exceptions and Additions to NESC Provisions
- 305.120 Intent
- 305.130 Exemption
- Table A Vertical Separation of Crossarms Carrying Conductors

**AUTHORITY:** Implementing Section 8-505 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-505 and 10-101).

**SOURCE:** Effective June 1, 1963; rules repealed at 8 Ill. Reg. 19750, effective October 1, 1984; new Part adopted at 8 Ill. Reg. 19943, effective October 1, 1984; amended at 9 Ill. Reg. 11803, effective July 25, 1985; amended at 111. Reg. , effective

Section 305.20 Scope and Incorporation by Reference of Portions of the National Electric Safety Code (NESC)

a) This Part shall apply to electric utilities, ~~telephone, and railroad public utilities, those telecommunications carriers subject to Section 8-505 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 8-505).~~

b) The Illinois Commerce Commission adopts as its rules the following portions of the National Electric Safety Code (1984<sup>90</sup> Edition, approved July 15, 1983 June 26, 1989)



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

- 1) Section 2 (Definitions of Special Terms).
  - 2) Section 9 (Grounding Methods of Electric Supply and Communication Facilities).
  - 3) Part 2 (Sections 20-287: Safety Rules for the Installation and Maintenance of Overhead Electric Supply and Communication Lines).
  - 4) Part 3 (Sections 30-39: Safety Rules for the Installation and Maintenance of Underground Electric Supply and Communication Lines).
- c) No incorporation in this Part includes any later amendment or edition.

(Source: Amended at Ill. Reg. , effective )

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Data Collection
- 2) Code Citation: 77 Ill. Adm. Code 2510
- 3) Section Numbers: Proposed Action:

2510.50	Amendment
2510.55	Amendment
2510.60	Amendment
2510.Appendix D	Amendment
2510.Appendix E	New Section
- 4) Statutory Authority: Section 2-3 of Article II and Section 4-2 of Article IV of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 6502-3 and 6504-2).
- 5) A Complete Description of the Subjects and Issues Involved: The amendments reduce the time for filing of UB-82 data; revision of transmittal forms; and revises an Appendix and adds an Appendix.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this part? No.
- 10) Statement of Statewide Policy Objectives: The proposed amendments simplify and make more effective reporting requirements for hospital data information.
- 11) Time, Place and Manner in Which Interested Persons May Comment on this Rulemaking: Comments may be submitted in writing to John R. Noak, Ed.D., Executive Director, Illinois Health Care Cost Containment Council, 516 East Monroe, Suite 200, Springfield, Illinois 62701. Written comments should be submitted no later than January 15, 1992.



ILLINOIS REGISTER  
ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL  
NOTICE OF PROPOSED AMENDMENTS

- 12) Initial Regulatory Flexibility Analysis:
- A) Date Rule Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 11, 1991.
  - B) Type of Small Business affected: Hospitals.
  - C) Reporting, Bookkeeping or other procedures required for compliance: No additional required.
  - D) Type of professional skills necessary for compliance: No additional required.

The full text of the Proposed Amendments begin on the next page.

ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL  
NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH  
CHAPTER XI: ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL  
PART 2510  
DATA COLLECTION

Section	Purpose
2510.10	Outside Contractor
2510.20	Collection and Submission of Hospital Financial Data
2510.30	Submission of Medicare Cost Reports
2510.40	Collection of Information on Uniform Billing Form
2510.50	Report of Inpatient Discharges
2510.55	Quarterly Reports
2510.60	Special Studies and Analysis
2510.70	Confidentiality
2510.80	ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL ANNUAL FINANCIAL DATA REPORT
APPENDIX A	MAGNETIC MEDIA RECORD FORMAT
APPENDIX B	UB-82 DATA FIELDS
APPENDIX C	HOSPITAL TRANSMITTAL FOR UB-82 DISCHARGE DATA
APPENDIX D	HOSPITAL TRANSMITTAL FOR UB-82 DISCHARGE DATA
APPENDIX E	

AUTHORITY: Implementing Article IV and authorized by Section 2-3 of Article II of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987 1989), ch. 111 1/2, pars. 6504-1 to 6504-5 and par. 6504-5 and par. 6502-3)

SOURCE: Adopted and codified at 9 Ill. Reg. 12726, effective August 5, 1985; amended at 10 Ill. Reg. 18790, effective October 17, 1986; amended at 11 Ill. Reg. 1574, effective January 2, 1987; amended at 12 Ill. Reg. 6102, effective March 21, 1988; amended at 13 Ill. Reg. 334, effective December 30, 1988; amended at 14 Ill. Reg. 2078, effective January 19, 1990; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_

NOTE: Capitalization denotes statutory language.

Section 2510.50 Collection of Information on Uniform Billing Form



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

- a) Adoption of Uniform Billing Form UB-82/HCFA 1450
- EFFECTIVE JANUARY 1, 1985, ALL HOSPITALS SHALL ADOPT A UNIFORM SYSTEM FOR SUBMITTING PATIENT CHARGES FOR PAYMENT FROM PUBLIC AND PRIVATE PAYORS. THIS SYSTEM SHALL BE BASED UPON THE ADOPTION OF THE UNIFORM HOSPITAL BILLING FORM UNIFORM BILLING 82/HEALTH CARE FINANCING ADMINISTRATION 1450 (UB-82/HCFA 1450) ("UB-82") HEREINAFTER DEVELOPED BY THE NATIONAL UNIFORM BILLING COMMITTEE. Section 4-2 of the Illinois Health Finance Reform Act (ILL. REV. STAT. 1987, CH. 111 1/2, PAR. 6504-2).
- b) Acceptance of UB-82
- EFFECTIVE JANUARY 1, 1985, THE DEPARTMENT OF INSURANCE SHALL REQUIRE ALL THIRD-PARTY PAYORS, INCLUDING BUT NOT LIMITED TO, LICENSED INSURERS, MEDICAL AND HOSPITAL SERVICE CORPORATIONS, HEALTH MAINTENANCE ORGANIZATIONS, AND SELF-FUNDED EMPLOYEE HEALTH PLANS, TO ACCEPT THE UNIFORM HOSPITAL BILLING FORM UB-82, WITHOUT ATTACHMENT; PROVIDED, HOWEVER, NOTHING IN THIS CHAPTER SHALL NECESSARY TO DETERMINE ELIGIBILITY FOR BENEFITS OR LIABILITY FOR REIMBURSEMENT FOR SERVICES PROVIDED. THE ILLINOIS DEPARTMENT OF PUBLIC AID SHALL NOT BE REQUIRED TO ACCEPT THE UNIFORM HOSPITAL BILLING FORM UB-82 PRIOR TO OCTOBER 1, 1985. Section 4-2 of the Illinois Health Finance Reform Act (ILL. REV. STAT. 1987, CH. 111 1/2, PAR. 6504-2).
- c) Filing of UB-82 Information with the Council

Extracts of UB-82 bills for inpatient services shall be prepared by hospitals according to the following regulations.

- 1) All hospitals may file UB-82 discharge data with the Council for discharges occurring during the first calendar quarter of 1985 on hard copy. Subsequent to that period, only hospitals not having data processing equipment capable of producing data in one of the acceptable magnetic formats specified in subsection (2) below shall file hard copy UB-82 information with the Council. Such information

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

- shall be filed with the Council on a UB-82 form or a facsimile of UB-82 with the confidential fields specified in subsection (e) below deleted.
- 2) Data Submission Standards
- A) After submission of first quarter 1985, UB-82 data extracts shall be submitted in a magnetic format if the hospital is equipped with data processing equipment capable of producing data in one of acceptable magnetic formats. The physical specifications of the magnetic tape shall be any size reel of magnetic tape, recorded in 9 track, Extended Binary Coded Decimal Interchange Code mode, with density equal to 1600 bytes per inch ("BPI") or 6250 BPI. Acceptable formats for submission of data on floppy disk will be determined by the Council.
- A) After the first quarter of 1985, UB-82 data extracts shall be submitted in a magnetic format. Acceptable physical formats for submission of data on magnetic media will be determined by the Council.
- B) The tape shall have standard labels or be unlabeled. Non-standard labels should not be utilized. The logical record length should be 572 and the blocking factor should be 10; i.e., BLKSIZE equals 5720. Each file submitted is to contain one header record, the UB-82 logical records, and one trailer record. The header record is the first record on the file, and the trailer record is the last record on the file. Formats for these records are presented in Appendix B.
- C) Revisions of data originally filed on a magnetic format must be file don a magnetic format reporting the entire logical record for each record changed.
- D) For each patient, the data elements described in subsection (d) below form a record of 572 characters. Each record must be recorded onto a magnetic tape in the format described below. In all instances data elements contained on the



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

uniform bill (UB-82) will be recorded in accordance with the requirements for completing the form as described in subsection (d) below. The precise record format is as found in Appendix B.

- E) All media submitted to the Council must be covered by one or more properly completed Transmittal Forms, as defined at Appendix D or Appendix E. Appendix E may be used for submittal of hospital transmittal data after July 1, 1991. One transmittal form must be completed in full for each hospital for which data is being submitted on the volume of media submitted. Where multiple hospitals' discharge data is being submitted on a single volume, either by a corporate data center or service bureau, the transmittal form and the magnetic media volume must both have indicated an address to which the media is to be returned. Instructions for completion of the forms (Appendix D or Appendix E) may be found on the reverse side of the forms. Submission of media not covered by one or more valid transmittal forms shall be returned to the submitter and the submission shall be deemed incomplete and invalid and not processed. Computer-printed facsimiles of the forms will be accepted provided that the facsimile is properly completed.

- 3) For quarters ending before July 1, 1992, hospitals shall file complete UB-82 data for ninety five percent (95%) of all discharges within sixty (60) calendar days of the last day of the calendar month in which the patient was discharged or died. The complete UB-82 data for the remaining five percent (5%) of all discharges must be filed within one hundred eighty (180) calendar days of the last day of the calendar month in which the patient was discharged or died. Hospitals will be allowed twenty (20) calendar days to correct any UB-82 data submission errors identified by the Council. For quarters beginning July 1, 1992, hospitals shall file complete UB-82 data for ninety five percent (95%) of all discharges within sixty (60) calendar days of the last day of the calendar month in which the patient was discharged or died. The complete UB-82 data for the remaining five percent (5%) of all discharges must be filed within ninety (90) calendar days of the last day of the calendar month in which the patient was

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

discharged or died. Hospitals will be allowed twenty (20) calendar days to correct any UB-82 data submission errors identified by the Council.

- 4) Hospitals will not be required to file UB-82 information on patients for whom a bill is generated exclusively for the Illinois Department of Public Aid until October 1, 1985. The Illinois Department of Public Aid shall report to the Council the data listed in subsection (d) below for the discharges occurring during the period January 1, 1985, through September 30, 1985.

## d) Required UB-82 Data

The Council, in cooperation with the State Departments of Public Aid, Insurance, and Public Health, shall establish a system for the collection of the following information from hospitals utilizing the raw data available on the uniform hospital billing form UB-82. Such data determined as necessary by the Council shall be filed for every discharge regardless of payor and shall include the UB-82 data fields coded according to the Council's requirements as found in Appendix C.

## e) Confidential UB-82 Data

The following UB-82 data fields have been determined to be confidential by the Council and may not under any circumstances be filed with the Council:

Field	Description
10	Patient's Name
11	Patient's Address (except zip code)
34	Responsible Party Name and Address
65	Insured's Name
68	Insured's Certificate Number, Social Security Number, Health Insurance Identification Number
74	Employee Identification Number
94	Remarks



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

## f) Hospital Identification Number

The Medicaid identification number assigned by the Medical Assistance Program of the Illinois Department of Public Aid is the required hospital identification number and shall be recorded in field 8 on all UB-82 records filed with the Council. Hospitals not participating in the Medical Assistance Program shall immediately request a number be assigned by the Council. The request shall be made to the Executive Director.

## g) Self Administered Insurance Plan Identification Number

Self administered insurance plans and health and welfare funds may request an identification number from the Council. The request shall be made to the Executive Director. The identification number must be obtained and used if the plan or fund desires to obtain reports on its members from the Council.

## h) Small Hospital Exemption

The Council shall exempt hospitals with fewer than fifty (50) beds licensed under the Hospital Licensing Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1542 et seq.) from the filing of UB-82 data with the Council if the Council finds that compliance would impose undue economic hardship on the hospital and if the Council determines that the data from these hospitals are not essential to its data base and its concomitant health care cost comparison efforts. In determining whether compliance will constitute an undue economic hardship the Council will consider the cost to the hospital, both in relation to initial costs to obtain the capability to generate data in this format, and the routine cost of generating such data compared to the ability of the hospital to absorb the added cost of such production. Hospitals with less than fifty (50) beds licensed under the Hospital Licensing Act anticipating compliance to impose an undue economic hardship may file with the Council a request for an exemption. Such request must document the undue economic hardship.

## i) Sample Size

Hospitals shall file the required UB-82 data specified in this Part for each discharge.

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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## j) Payment for Submission of UB-82 Data

4) Beginning with the payment for the July to December 1987 discharge period, reimbursement will be made semi-annually in January for correct discharge data appearing on the Illinois Health Care Cost Containment UB-82 data base for the previous January 1 to June 30 period and in July for correct discharge data appearing on the Illinois Health Care Cost Containment UB-82 data base for the previous July 1 to December 31 period. Under the intent of this provision, there will be no January 1988 payment. The first payment under the revised rule will be made in July 1988; payment will be made every six months thereafter.

2) The payment to be made January 1, 1989, for hospital discharges occurring between January 1, 1988, through June 30, 1988, for hospitals that have submitted seventy-five (75%) correct of all discharges shall be \$420.00. Beginning with the payment to be made July 1, 1989 for hospital discharges occurring between July 1, 1988 and December 31, 1988, and payments thereafter, each hospital that has submitted eighty-five percent (85%) correct of all discharges shall be reimbursed at a semi-annual rate of \$420.00. Hospitals that do not meet the threshold percentage of correct discharges shall not be reimbursed.

Beginning with the payment to be made after July 1, 1991, for hospital discharges occurring between July 1, 1990 and December 31, 1990, and payments thereafter, each hospital that has submitted ninety-five percent (95%) correct of all discharges shall be reimbursed at a semi-annual rate of \$420.00. In the event that appropriations for the line item are inadequate, the payments will be reduced proportionately. Hospitals that do not meet the threshold percentage of correct discharges shall not be reimbursed.

(Source: Amended at 16 Ill. Reg. \_\_\_, effective \_\_\_\_\_)

## Section 2510.55 Report of Inpatient Discharges

a) Effective within thirty (30) days of the effective date of this Section, each hospital shall provide, in writing to the Executive Director, a list by calendar



ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

NOTICE OF PROPOSED AMENDMENTS

month of the total number of hospital inpatient discharges including new born discharges for the calendar months of April, 1985 through December, 1986 (in the case of multiple births, each child is counted as a discharge).

b) Effective with the filing of UB-82 discharge data on or after the effective date of this Section each hospital shall be required to file with each submission of data, the transmittal form shown in Appendix D, or Appendix E, with items # 1 through #7 completed.

c) Effective beginning with calendar month January, 1989, each hospital shall within 30 calendar days following the last day of a calendar month, submit in item #8 of Appendix D or Appendix E the actual total number of hospital inpatient discharges for that calendar month.

d) A hospital may submit item #8 in Appendix D or Appendix E either in conjunction with or separately from the submission of UB-82 discharge data.

e) All filings required in subsections (a) through (d) shall be sent to:  
Illinois Health Care Cost Containment Council  
c/o Precise Data Service, Attention: Data Control Clerks  
7550 Plaza Court  
Willowbrook, Illinois 60521

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_).

Section 2510.60 Quarterly Reports

The Council shall require and the designated corporation, association or entity, if applicable, shall prepare quarterly basic reports in the aggregate on health care costs and trends in Illinois. The Council shall provide these reports to the public, if requested. These shall include, but not be limited to, comparative information on average charges, total and ancillary charge components, length of stay on diagnosis specific and procedure specific cases, and number of discharges, compiled in aggregate by hospital, by diagnosis, and by primary payor category.

ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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Section 2510. APPENDIX D Hospital Transmittal for UB 82 Discharge Data

SUBMITTER IDENTIFICATION ITEMS

- 1) Hospital Name/Address \_\_\_\_\_
- 2) Hospital ID# \_\_\_\_\_
- 3) Contact Person UB-82 Coordinator \_\_\_\_\_
- 4) Phone Number ( ) - Ext. \_\_\_\_\_

RECORD BATCH IDENTIFICATION ITEMS

- 5) Data Submission Media: Hard-Copy Tape Diskette Error-Report
  - 6) Period Covered - From      /      /      To      /      /
  - 7) Date Sent to Council      /      /
- Number of UB-82 Records by Month:  
Month \_\_\_\_\_  
Number \_\_\_\_\_

MONTHLY NUMBER OF ACTUAL HOSPITAL INPATIENT DISCHARGES

- 8) Total number of inpatient hospital discharges for the calendar month (MM/YY) \_\_\_\_\_

(MM) / (YY) : (Total Number)

PLEASE SEND THIS TRANSMITTAL SHEET WITH ALL DOCUMENTS AND/OR TAPE AND/OR DISKETTES TO:

ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL  
c/o PRECISE DATA SERVICE  
7550 PLAZA COURT  
WILLOW BROOK, ILLINOIS 60521  
ATTENTION: DATA CONTROL CLERKS

HOSPITAL TRANSMITTAL FOR UB-82 DISCHARGE DATA



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

## INSTRUCTIONS FOR COMPLETION

Items 1 through 4 are to identify the hospital name, hospital 12 digit ID#, and contact persons and must always be completed for each submission of a batch of UB-82 discharge records and/or each submission of information contained in Item 8 to the Council.

## SUBMITTER IDENTIFICATION ITEMS

- Item 1. Hospital Name/Address: Enter the complete name and address of the hospital submitting the transmittal.
- Item 2. Hospital ID#: Enter the 12 digit hospital ID# assigned by the Department of Public Aid.
- Item 3. Contact Person UB-82 Coordinator: Enter the name of the individual to be contacted by Council if there are any questions regarding the transmittal.
- Item 4. Phone Number: Enter the phone number of contact person UB-82 Coordinator.

Items 5 through 7 are to identify characteristics of the batch of records and must always be completed for each submission of a batch of UB-82 discharge records to the Council.

## RECORD BATCH IDENTIFICATION ITEMS

- Item 5. Record Submission Media: Check the appropriate medium - "Hard Copy" UB-82 discharge records, "Tape" UB-82 discharge records or "Diskette" UB-82 discharge records, or "Error Report" with corrections made on hard copy.
- Item 6. Period Covered: Enter the dates of the earliest and latest UB-82 discharge records included with the submission.
- Item 7. Date Sent to Council: Enter the date the submission is sent to the Council (PDS).

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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Number of UB-82 Records by Month: Enter on the top lines the names of each month for which dates are being submitted (in reverse chronological order) and on the bottom lines the number of records submitted for the corresponding months. Note: Each UB-82 is counted as a record. One discharge which uses two UB-82 forms is counted as two records. Records should be batched by month of discharge.

~~Item 8 is to report the number of actual discharges experienced by the hospital for a calendar month, not the number of discharges submitted to the Council, and must be completed and submitted to the Council within 30 days of the end of each calendar month. Item 8 information is separate and distinct from the information to be contained in items 5 through 7. When correctly submitted, there are to be 12 item 8's submitted during each year. Item 8 information can be transmitted without any batched UB-82 discharge records, which would result in items 5 through 7 being blank.~~

## MONTHLY NUMBER OF ACTUAL HOSPITAL INPATIENT DISCHARGES

## Item 8.

~~Enter the total number of inpatient discharges for the calendar month. For purposes of Council reporting, the total number of discharges must include newborn discharges regardless of whether separate or combined UB-82 records were issued for the newborns.~~

The item is used to report the number of inpatient hospital discharges which occurred at your hospital during a given month. This count is to include newborns as separate discharges although they may have been combined in a bill with the mother. It does not include observation, long term care or skilled nursing patients. Item 8 information is separate and distinct from the information to be contained in items 5 through 7. Changes to previously submitted actual discharge counts are made by preparing and submitting another transmittal for the previously reported month. The calendar month should be in MMY format, e.g. 0290 for February 1990 with no "1". The discharge count should be from 1 to 9999 with no imbedded commas.



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 16 Ill. Reg. . . . , effective \_\_\_\_\_)

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENTS

Section 2510, Appendix E Hospital Transmittal for UB-82 Discharge Data

## STATE OF ILLINOIS

## HEALTH CARE COST CONTAINMENT COUNCIL

## HOSPITAL TRANSMITTAL FOR UB-82 DISCHARGE DATA

(See instructions on reverse of form)

## SUBMITTER IDENTIFICATION ITEMS

Item Number	Item Description	Information
1	Hospital Name and Address	
2	Hospital ID Number	
3	UB-82 Coordinator	
4	Telephone Number	

## RECORD BATCH IDENTIFICATION ITEMS

5	Data Submission Media	Tape (Check)		Disquette (Check)	
6	Period Covered	From Date (MMDDYY)		To Date (MMDDYY)	
7	Date Sent to the Council (MMDDYY)				
	Number of UB-82 Records in this tape/diskette by Month/Year	Month (MM)	Year (YY)		



## NOTICE OF PROPOSED AMENDMENTS

**MONTHLY NUMBER OF ACTUAL HOSPITAL INPATIENT DISCHARGES**

Note: Up to six months of actual discharges may be reported with each copy of this form		Month/Year for Which Actual Count Reported	Actual Discharges
<div> <div> <div>GO</div> </div> <div> <div>Total Number of Inpatient Hospital Discharges for the Calendar Month (MMYY)</div> </div> </div>			
	<div> <div>Month (e.g., 02 for February)</div> <div>Year (e.g., for 1990)</div> </div>	Enter 1 through 9999	

**SEND MATERIALS TO:**

**ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL**

**%PRECISE DATA SERVICE**

7550 PLAZA COURT

**WILLOWBROOK, ILLINOIS 60521**

**ATTENTION: DATA CONTROL CLERKS**

COPIES 1 &amp; 2 TO PRECISE DATA SERVICE

**COPY 3: RETAIN FOR YOUR RECORDS**

**HOSPITAL TRANSMITTAL FOR UB-82 DISCHARGE DATA**  
**INSTRUCTIONS FOR COMPLETION**

- ☐ To use this form covering a transmittal of magnetic tape or diskette containing UB-82 discharge records.
- Complete items 1-7 (1,2,5,6,7 required)
- ☐ To use this form to report actual discharge counts during a calendar month:
- Complete items 1-4 and 8 (1,2, and 8 required)
- ☐ To use this form to cover a transmittal of tape or diskette and to report an actual discharge count:
- Complete items 1-8 (1,2,5,6,7 and 8 required)

DO NOT MAKE ANY EXTRANEOUS MARKS OR NOTATIONS ON THIS FORM. IT WILL CAUSE THE FORM AND ANY MEDIA TO BE REJECTED BY THE DATA COLLECTION AGENT. IF THESE INSTRUCTIONS DO NOT ANSWER A QUESTION REGARDING USE OF THE FORM, CALL FIELD OPERATIONS/INFORMATION SERVICES AT (217) 785-8477, OR WRITE TO IHCCCC FIELD OPERATIONS/INFORMATION SERVICES DIVISION, 516 E. MONROE, SUITE 200, SPRINGFIELD, ILLINOIS 62701

ITEM	REQUIRED		ITEM NAME	DESCRIPTION
	Actual Count	Detail Data		
<u>1</u>	<u>Yes</u>	<u>Yes</u>	Hospital Name and Address	Enter the complete name and address of the Illinois hospital for which the submission is being prepared.
<u>2</u>	<u>Yes</u>	<u>Yes</u>	Hospital ID Number	Enter the 12-digit Medicaid ID number of the hospital. If your hospital has no hospital ID number, enter the special 12-digit code assigned by IHCCC.
<u>3</u>	<u>No</u>	<u>No</u>	UB-82 Coordinator	Enter the name of the UB-82 Coordinator at the hospital to be contacted if there are any questions regarding the transmittal.
<u>4</u>	<u>No</u>	<u>No</u>	UB-82 Coordinator Phone	Enter the phone number of the UB-82 Coordinator.
<u>5</u>	<u>No</u>	<u>Yes</u>	Data Submission Media	Select tape or diskette from this item. This is the medium used for submission of detail UB-82 data. Acceptable tape or diskette formats may be found in the User Guide.
<u>6</u>	<u>No</u>	<u>Yes</u>	Period Covered	Enter the month and year of discharge of the earliest and latest UB-82 records on the submitted diskette or tape.
<u>7</u>	<u>No</u>	<u>Yes</u>	Date Sent to Council	Enter the date in MMDDYY format on which you sent the diskette or tape to the IHCCC Data Collection Agent.
<u>8</u>	<u>No</u>	<u>Yes</u>	Number of UB-82 Records by Month	Beginning with the latest month and ending with the earliest month on the tape or diskette, list the month and number of UB-82 records (not discharges) by month. The month should be in MMYY format, e.g. 0290 for February, 1990. The number of records should be between 1 and 99999 with no imbedded commas.
<u>9</u>	<u>Yes</u>	<u>No</u>	Actual Hospital Inpatient Discharges	This item is used to report the number of inpatient hospital discharges which occurred at your hospital during a given month. This count is to include newborns as separate discharges although they may have been combined in a bill with the mother. It does not include observation, long term care of skilled nursing patients. Each copy of this form may be used to report up to 6 months of actual discharges. Changes to previously submitted actual discharge counts are made by preparing and submitting another transmittal for the previously reported month. The calendar month should be in MMYY format, e.g. 0290 for February, 1990 with no "/". The discharge count should be from 1 to 99999 with no imbedded commas.



ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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(Source: Added at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of Part: Penalties
- 2) Code Citation: 77 Ill. Adm. Code 2540
- 3) Section Numbers: Proposed Action:  
2540.30 Amendment
- 4) Statutory Authority: Implementing Article V and authorized by Section 2-3 of Article II and Section 5-2 of Article V of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 6502-3 and 6505-2).
- 5) A Complete Description of the Subjects and Issues Involved: The amendment reduces from three to two the number of warning letters sent to hospitals who fail to timely submit data, and provides for certified mail rather than registered mail.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this part? No.
- 10) Statement of Statewide Policy Objectives: The proposed amendment simplifies and makes more effective reporting requirements for hospital data information.
- 11) Time, Place and Manner in Which Interested Persons May Comment on this Rulemaking: Comments may be submitted in writing to John R. Noak, Ed.D., Executive Director, Illinois Health Care Cost Containment Council, 516 East Monroe, Suite 200, Springfield, Illinois 62701. Written comments should be submitted no later than January 15, 1992.



ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

NOTICE OF PROPOSED AMENDMENT

TITLE 77: PUBLIC HEALTH

CHAPTER XI: ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

PART 2540  
PENALTIES

Section	
2540.10	Criminal Penalties
2540.20	Referral to State's Attorney
2540.30	Request for Injunction

**AUTHORITY:** Implementing Article V and authorized by Section 2-3 of Article II of the Illinois Health Finance Reform Act (Ill. Rev. Stat. ~~4985~~ 1989), ch. 111 1/2, pars. 6505-1 to 6505-2 and par. 6502-3).

**SOURCE:** Adopted at 9 Ill. Reg. 12778, effective August 5, 1985; amended at 12 Ill. Reg. 6114, effective March 21, 1988; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**NOTE:** All capital letters denotes statutory language.

Section 2540.30 Request for Injunction

- a) Whenever the Council finds that it is necessary in order for the Council to effectively perform its duties pursuant to the Act, it may request the State's Attorney of the county in which an alleged violation of the Act or this Chapter occurred, or the Attorney General, to bring an action for injunction against any hospital violating the provisions of the Act or this Chapter.
- b) The Council will send ~~three~~ two warning letters to hospitals who are out of compliance with its requirements for the correct submission of financial data and UB-82 data as set forth in 77 Ill. Adm. Code 2510. The letters will be sent within 60 days of the time the hospital is determined to be out of compliance, the first letter being sent no later than 20 days and the second letter no later than 40 days after the hospital is determined by the Council to be out of compliance. The letters will be sent registered certified mail return receipt requested.

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12) Initial Regulatory Flexibility Analysis:

- A) Date Rule Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 11, 1991.
- B) Type of Small Business affected: Hospitals.
- C) Reporting, Bookkeeping or other procedures required for compliance: No additional required.
- D) Type of professional skills necessary for compliance: No additional required.

The full text of the Proposed Amendment begins on the next page.



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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- c) The first letter will be a reminder that data are is due. The second letter will be a second reminder that the data is due. The final letter will indicate that if the hospital does not provide a satisfactory response within ten days that the Council shall request an injunction.
- d) A satisfactory response from a hospital shall be the submission of the late data or a response acceptable to the Council from the hospital demonstrating that either compliance is impossible or that the hospital is actively undertaking those steps necessary to submit the late data. Compliance is impossible when the Council determines that it would constitute a burden outweighing the benefit to the public that would be obtained by the submission of the data.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Visible and Particulate Matter Emissions

- 2) Code Citation: 35 Ill. Adm. Code 212

- 3) Section Number:
- |         |                         |
|---------|-------------------------|
| 212.107 | <u>Proposed Action:</u> |
| 212.108 | new section             |
| 212.109 | new section             |
| 212.110 | amend                   |
| 212.113 | amend                   |
| 212.210 | new section             |
| 212.302 | amend                   |
| 212.309 | amend                   |
| 212.316 | new section             |
| 212.324 | new section             |
| 212.362 | new section             |
| 212.425 | new section             |
| 212.458 | new section             |
| 212.464 | new section             |
|         | Illustration D          |
|         | Illustration E          |
|         | Illustration F          |

- 4) Statutory Authority: Illinois Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 $\frac{1}{2}$ , pars. 1010, 1027, and 1028.2.)

- 5) A Complete Description of the Subjects and Issues Involved: This proposal, filed with the Board by the Illinois Environmental Protection Agency (Agency), is intended to regulate particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (known as PM-10). The proposal would regulate the McCook and Lake Calumet areas of Cook County, Illinois, and the Granite City area of Madison County, Illinois. This rulemaking is required by the federal Clean Air Act Amendments of 1990. The Agency has certified that this rulemaking is a "required rule" pursuant to Section 28.2 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1028.2, as amended by P.A. 86-1409, effective January 1, 1991), and the Board has accepted that certification.

Additionally, the Board notes that it published notice of proposed amendments to this Part on September 20, 1991, at



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

15 Ill.Reg. 13660. The proposed amendments in this notice supersede that proposal. The Board will publish a notice of withdrawal of that September 20 proposal.

- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed (amendment, repealer) contain incorporations by reference? Yes.
- 9) Are there any other amendments pending on this Part? Yes.

Section Number:	Proposed Action:	Ill.Reg. Citation:
212.107	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.108	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.109	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.110	amend	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.113	amend	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.205	amend	15 Ill.Reg. 791 (Jan. 25, 1991)
212.302	amend	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.309	amend	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.316	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.324	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.362	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.425	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)
212.443	amend	15 Ill.Reg. 791 (Jan. 25, 1991)
212.458	new section	15 Ill.Reg. 13660 (Sept. 20, 1991)

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 212.464 new section 15 Ill.Reg. 13660 (Sept. 20, 1991)
- Illustration D new section 15 Ill.Reg. 13660 (Sept. 20, 1991)
- Illustration E new section 15 Ill.Reg. 13660 (Sept. 20, 1991)
- Illustration F new section 15 Ill.Reg. 13660 (Sept. 20, 1991)
- 10) Statement of Statewide Policy Objective (if applicable)? These proposed rules do not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act (Ill.Rev.Stat. 1989, ch. 85, par. 2203(b)).

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Send written comments concerning this rulemaking within 45 days of publication in the Illinois Register to Dorothy M. Gunn, Clerk, Illinois Pollution Control Board, 100 West Randolph Street, Suite 11-500, Chicago, IL 60601. Please include the docket number of this rulemaking (R91-22) on all comments. Please send copies of all comments to:

William Denham  
Dept. of Energy and  
Natural Resources  
325 West Adams, Room 300  
Springfield, IL 62706

Julia Gentile  
Illinois Environmental  
Protection Agency  
2200 Churchill Road  
P.O. Box 19276  
Springfield, IL 62794-9276

- 12) Initial Regulatory Flexibility Analysis (if applicable):

A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs: August 26, 1991 and October 28, 1991.

B) Types of small businesses affected: Based upon information supplied by the Agency (the proponent of these amendments), the Board does not believe that this proposal affects small businesses.

C) Reporting, bookkeeping or other procedures required for compliance: None.



POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- D) Types of professional skills necessary for compliance:  
None.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE B: AIR POLLUTION  
CHAPTER I: POLLUTION CONTROL BOARD  
SUBCHAPTER C: EMISSION STANDARDS AND  
LIMITATIONS FOR STATIONARY SOURCES

PART 212

VISIBLE AND PARTICULATE MATTER EMISSIONS

SUBPART A: GENERAL

- Section  
212.100  
212.107  
212.108  
212.109  
212.110  
212.111  
212.112  
212.113

Scope and Organization  
Measurement Method for Visible Emissions  
Measurement Methods for PM-10 Emissions  
Measurement Methods for Opacity  
Measurement Methods For Particulate Matter  
Abbreviations and Units  
Definitions  
Incorporations by Reference

SUBPART B: VISIBLE EMISSIONS

- Section  
212.121  
212.122  
212.123  
212.124  
212.125  
212.126

Opacity Standards  
Limitations for Certain New Sources  
Limitations for All Other Sources  
Exceptions  
Determination of Violations  
Adjusted Opacity Standards Procedures

SUBPART D: PARTICULATE MATTER EMISSIONS FROM INCINERATORS

- Section  
212.181  
212.182  
212.183  
212.184  
212.185

Limitations for Incinerators  
Aqueous Waste Incinerators  
Certain Wood Waste Incinerators  
Explosive Waste Incinerators  
Continuous Automatic Stoking Animal Pathological  
Waste Incinerators

SUBPART E: PARTICULATE MATTER EMISSIONS  
FROM FUEL COMBUSTION EMISSION SOURCES

- Section  
212.201

Existing Sources Using Solid Fuel Exclusively Located



## POLLUTION CONTROL BOARD

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212.202 in the Chicago Area  
212.203 Existing Sources Using Solid Fuel Exclusively Located Outside the Chicago Area  
212.204 Existing Controlled Sources Using Solid Fuel Exclusively  
212.205 New Sources Using Solid Fuel Exclusively  
212.206 Existing Coal-fired Industrial Boilers Equipped with Flue Gas Desulfurization Systems  
212.207 Sources Using Liquid Fuel Exclusively  
212.208 Sources Using More Than One Type of Fuel  
212.209 Aggregation of Existing Sources  
212.210 Village of Winnetka Generating Station  
212.210 Emission Limitations for Certain Fuel Combustion Emission Sources Located in the Vicinity of Granite City

## SUBPART K: FUGITIVE PARTICULATE MATTER

Section  
212.301 Fugitive Particulate Matter  
212.302 Geographical Areas of Application  
212.303 Storage Piles  
212.304 Conveyor Loading Operations  
212.305 Traffic Areas  
212.306 Materials Collected by Pollution Control Equipment  
212.307 Spraying or Choke-Feeding Required  
212.308 Operating Program  
212.309 Minimum Operating Program  
212.310 Amendment to Operating Program  
212.312 Emission Standard for Particulate Collection  
212.313 Equipment  
212.314 Exception for Excess Wind Speed  
212.315 Covering for Vehicles  
212.316 Emission Limitations for Sources in Certain Areas

## SUBPART L: PARTICULATE MATTER EMISSIONS FROM PROCESS EMISSION SOURCES

Section  
212.321 New Process Sources  
212.322 Existing Process Sources  
212.323 Stock Piles  
212.324 Process Emission Sources in Certain Areas

## SUBPART N: FOOD MANUFACTURING

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

Section  
212.361 Corn Wet Milling Processes  
212.362 Sources in Certain Areas

## SUBPART O: PETROLEUM REFINING, PETROCHEMICAL AND CHEMICAL MANUFACTURING

Section  
212.381 Catalyst Regenerators of Fluidized Catalytic Converters

## SUBPART Q: STONE, CLAY, GLASS AND CONCRETE MANUFACTURING

Section  
212.421 New Portland Cement Processes  
212.422 Portland Cement Manufacturing Processes  
212.423 Emission Limits for the Portland Cement Manufacturing Plant Located in LaSalle County, South of the Illinois River  
212.424 Fugitive Particulate Matter Control for the Portland Cement Manufacturing Plant and Associated Quarry Operations Located in LaSalle County, South of the Illinois River  
212.425 Sources in Certain Areas

## SUBPART R: PRIMARY AND FABRICATED METAL PRODUCTS AND MACHINERY MANUFACTURE

Section  
212.441 Steel Manufacturing Processes  
212.442 Beehive Coke Ovens  
212.443 By-Product Coke Plants  
212.444 Sinter Processes  
212.445 Blast Furnace Cast Houses  
212.446 Basic Oxygen Furnaces  
212.447 Hot Metal Desulfurization Not Located in the BOF  
212.448 Electric Arc Furnaces  
212.449 Argon-Oxygen Decarburization Vessels  
212.450 Liquid Steel Charging  
212.451 Hot Scarfing Machines  
212.452 Measurement Methods  
212.455 Highlines on Steel Mills  
212.456 Certain Small Foundries  
212.457 Certain Small Iron-melting Air Furnaces  
212.458 Sources in Certain Areas



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## SUBPART S: AGRICULTURE

- Section  
212.461 Grain Handling and Drying in General  
212.462 Grain Handling Operations  
212.463 Grain Drying Operations  
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## SUBPART T: CONSTRUCTION AND WOOD PRODUCTS

- Section  
212.681 Grinding, Woodworking, Sandblasting and Shotblasting

- 212.Appendix A Rule into Section Table  
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- Illustration A: Allowable Emissions from Solid Fuel  
Combustion Emission Sources Outside Chicago  
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Illustration D: McCook Vicinity Map  
Illustration E: Lake Calumet Vicinity Map  
Illustration F: Granite City Vicinity Map

AUTHORITY: Implementing Section 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rules 202 and 203: Visual and Particulate Emission Standards and Limitations, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R77-15, 32 PCB 403, at 3 Ill. Reg. 5, p. 798, effective February 3, 1979; amended in R78-10, 35 PCB 347, at 3 Ill. Reg. 39, p. 184, effective September 28, 1979; amended in R78-11, 35 PCB 505, at 3 Ill. Reg. 45, p. 100, effective October 26, 1979; amended in R78-9, 38 PCB 411, at 4 Ill. Reg. 24, p. 514, effective June 4, 1980; amended in R79-11, 43 PCB 481, at 5 Ill. Reg. 11590, effective October 19, 1981; codified at 7 Ill. Reg. 13591; amended in R82-1 (Docket A), 10 Ill. Reg. 12637, effective July 9, 1986; amended in R85-33 at 10 Ill. Reg. 18030, effective October 7, 1986; amended in R84-48 at 11 Ill. Reg. 691, effective December 18, 1986; amended in R84-42 at 11 Ill. Reg. 1410, effective December 30, 1986; amended in R82-1 (Docket B) at 12

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Ill. Reg. 12492, effective July 13, 1988; amended in R91-10 at 15 Ill. Reg. 15595, effective October 11, 1991; amended in R91-6 at 15 Ill. Reg. 15708, effective October 14, 1991; amended in R91-22 at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL

## Section 212.107 Measurement Method for Visible Emissions

Detection of visible emissions from both process emission sources and fugitive particulate matter emission sources shall be conducted in accordance with Method 22, 40 CFR 60, Appendix A, incorporated by reference in Section 212.113, except that the length of the observing period shall be at the discretion of the observer, but not less than one minute.

(Source: Added at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

## Section 212.108 Measurement Methods for PM-10 Emissions

a) Emissions of PM-10 shall be measured by any of the following methods at the option of the owner or operator of an emissions source.

1) Method 201, 40 CFR 51, Appendix M, incorporated by reference in Section 212.113.

2) Method 201A, 40 CFR 51, Appendix M, incorporated by reference in Section 212.113.

3) Method 5, 40 CFR 60, Appendix A, incorporated by reference in Section 212.113, provided that all particulate matter measured by Method 5 shall be considered to be PM-10.

b) The volumetric flow rate and gas velocity shall be determined in accordance with methods 1.1A, 2.2A, 2C, 2D, 3 or 4, 40 CFR 60 Appendix A, incorporated by reference in Section 212.113.

c) Upon a written notification by the Illinois Environmental Protection Agency (Agency), the owner or operator of a PM-10 emission source subject to this Section shall conduct the applicable testing for PM-10 emissions, opacity, or visible emissions at such person's own



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expense, to demonstrate compliance. Such test results shall be submitted to the Agency within 30 days of conducting the test unless an alternative time for submittal is agreed to by the Agency.

- d) A person planning to conduct testing for PM-10 emissions to demonstrate compliance shall give written notice to the Agency of that intent. Such notification shall be given at least 30 days prior to initiation of the test unless a shorter pre-notification is agreed to by the Agency. Such notification shall state the specific test methods from subsection (a) that will be used.

- e) The owner or operator of an emission source subject to this Section shall retain records of all tests which are performed. These records shall be retained for at least three years after the date a test is performed.

- f) This Section shall not affect the authority of the United States Environmental Protection Agency under Section 114 of the Clean Air Act (42 U.S.C. § 7414 (1990)).

(Source: Added at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_.)

## 212.109 Measurement Methods for Opacity

Except as otherwise provided in this Part, and except for grain loading and unloading operations which shall remain subject to Section 212.123(b), and except for the methods of data reduction when applied to Sections 212.122 and 212.123, measurements of opacity shall be conducted in accordance with Method 9, 40 CFR Part 60, Appendix A, incorporated by reference in Section 212.113, except that for roadways and parking areas the number of readings required for each vehicle pass will be three taken at 5-second intervals. The first reading shall be at the point of maximum opacity and second and third readings shall be made at the same point, the observer standing at right angles to the plume at least 15 feet and observing 4 feet above the surface of the roadway or parking area. After four vehicles have passed, the 12 readings will be averaged.

(Source: Added at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_.)

Section 212.110 Measurement Methods For Particulate Matter

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- a) Particulate Matter Measurement. Particulate matter emissions from stationary emission sources subject to this Part shall be conducted in accordance with 40 CFR 60 Appendix A Methods 5, 5A, 5D, or 5E, as incorporated by reference in Section 212.113.

- b) Flow Rate and Gas Velocity Measurement. The volumetric flow rate and gas velocity shall be determined in accordance with 40 CFR 60, Appendix A, Methods 1, 1A, 2, 2A, 2C, 2D, 3 and 4, incorporated by reference in Section 212.113.

- c) Opacity Measurement. Measurement of opacity shall be conducted in accordance with 40 CFR 60, Appendix A, Method 9 and 40 CFR 60.675(c) and (d), incorporated by reference in Section 212.113.

- d) Visible Emissions Measure. Detection of visible emissions from all process emission sources and fugitive particulate emission sources required to meet a "no visible emissions" standard shall be conducted in accordance with 40 CFR 60, Appendix A, Method 22, incorporated by reference in Section 212.113.

- e) Test Methods for PM-10 Emissions. Emissions of PM-10 shall be measured by any of the following methods at the option of the owner or operator of an emissions source.

- 1) 40 CFR 51, Appendix M, Method 201, incorporated by reference in Section 212.113.
- 2) 40 CFR 51, Appendix M, Method 201A, incorporated by reference in Section 212.113.

- 3) 40 CFR 60, Appendix A, Method 5, incorporated by reference in Section 212.113, provided that all Particulate Matter measured by Method 5 shall be considered to be PM-10.

- f) Test Methods for Condensable PM-10 Emissions. Emissions of condensable PM-10 shall be measured by 55 Fed. Reg. 41546 Method 202 incorporated by reference in Section 212.113.

- g) Upon a written notification by the Agency, the owner or



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operator of a PM-10 emission source subject to this Part shall conduct the applicable testing for PM-10 emissions, condensable PM-10 emissions, opacity, or visible emissions at such person's own expense, to demonstrate compliance. Such test results shall be submitted to the Agency within 30 days of conducting the test unless an alternative time for submittal is agreed to by the Agency.

h) A person planning to conduct testing for PM-10 or condensable PM-10 emissions to demonstrate compliance shall give written notice to the Agency of that intent. Such notification shall be given at least 30 days prior to the initiation of the test unless a shorter period is agreed to by the Agency. Such notification shall state the specific test methods from this Section that will be used.

i) The owner or operator of an emission source subject to this Part shall retain records of all tests which are performed. These records shall be retained for at least three years after the date a test is performed.

j) This Section shall not affect the authority of the United States Environmental Protection Agency under Section 114 of the Clean Air Act (42 U.S.C.A. Par. 7401 et seq. (1990)).

(Source: Amended at \_\_\_ Ill.Reg. \_\_\_, effective \_\_\_.)

## Section 212.113 Incorporations by Reference

The following materials are incorporated by reference. These incorporations do not include any later amendments or editions.

- a) Ringelmann Chart, Information Circular 833 (Revision of IC7718), Bureau of Mines, U.S. Department of Interior, May 1, 1967.
- b) 40 CFR 60, Appendix A (1990):
  - 1) Method 1: Sample and Velocity Traverses for Stationary Sources;
  - 2) Method 1A: Sample and Velocity Traverses for Stationary Sources with Small Stacks or Ducts;

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- 3) Method 2: Determination of Stack Gas Velocity and Volumetric Flow Rate (Type S pitot tube);
- 4) Method 2A: Direct Measurement of Gas Volume Through Pipes and Small Ducts;
- 5) Method 2C: Determination of Stack Gas Velocity and Volumetric Flow Rate in Small Stacks or Ducts (Standard Pitot Tube);
- 6) Method 2D: Measurement of Gas Volumetric Flow Rates in Small Pipes and Ducts;
- 7) Method 3: Gas Analysis for Carbon Dioxide, Oxygen, Excess Air, and Dry Molecular Weight;
- 8) Method 4: Determination of Moisture Content in Stack Gases;
- 9) Method 5: Determination of Particulate Emissions from Stationary Sources;
- 10) Method 5A: Determination of Particulate Emissions From the Asphalt Processing and Asphalt Roofing Industry;
- 11) Method 5D: Determination of Particulate Matter Emissions From Positive Pressure Fabric Filters;
- 12) Method 5E: Determination of Particulate Emissions From the Wool Fiberglass Insulation Manufacturing Industry;
- ~~13~~ Method 9: Visual Determination of the Opacity of Emissions from Stationary Sources;
- ~~14~~ Method 22: Visual Determination of Fugitive Emissions from Material Sources and Smoke Emissions from Flares.
- c) 40 CFR 51 Appendix M (1990):
  - 1) Method 201: Determination of PM-10 Emissions;
  - 2) Method 201A: Determination of PM-10 Emissions



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## (Constant Sampling Rate Procedure).

- d) 40 CFR 60.672 (b), (c), (d), and (e) (1990).
- e) 40 CFR 60.675(c) and (d) (1990).
- f) ASAE Standard 248.2, Section 9, Basis for Stating Drying Capacity of Batch and Continuous-Flow Grain Dryers, American Society of Agricultural Engineers, 2950 Niles Road, St. Joseph, MI 49085.
- g) U.S. Sieve Series, ASTM-E11, American Society of Testing Materials, 1916 Race Street, Philadelphia, PA 19103.
- h) 55 FFed. Reg. 415467 (October 12, 1990), Method 202: Determination of Condensible Particulate Emissions from Stationary Sources.

(Source: Amended at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_.)

SUBPART E: PARTICULATE MATTER EMISSIONS FROM FUEL COMBUSTION  
EMISSIONS SOURCES

Section 212.210 Emissions Limitations for Certain Fuel  
Combustion Emission Sources Located in the  
Vicinity of Granite City

- a) No person shall cause or allow emissions of PM-10 into the atmosphere to exceed 12.9 ng/J (0.03 lbs. per mmbtu) of heat input from fuels other than natural gas during any one hour period from any industrial fuel combustion emissions source, other than in an integrated iron and steel plant, located in the vicinity of Granite City, which area is defined in Subpart L, Section 212.324(a)(1)(C).

- b) Compliance Date. This Section shall become effective one year following its effective date or December 10, 1993, whichever is earlier.

(Source: Added at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_.)

SUBPART K: FUGITIVE PARTICULATE MATTER

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## Section 212.302 Geographical Areas of Application

- a) Except for those operations subject to Subpart S (Grain-Handling and Grain-Drying Operations), Sections 212.304 through 212.310, and 212.312 shall apply to all mining operations (SIC major groups 10 through 14), manufacturing operations (SIC major groups 20 through 39), and electric generating operations (SIC group 491), which are located in the areas defined by the boundaries of the following townships, notwithstanding any political subdivisions contained therein, as the township boundaries were defined on October 1, 1979, in the following counties:

Cook:	All townships
Lake:	Shields, Waukegan, Warren
DuPage:	Addison, Winfield, York
Will:	DuPage, Plainfield, Lockport, Channahon,
Peoria:	Peotone, Florence, Joliet
	Richwoods, Limestone, Hollis, Peoria, City of Peoria
Tazewell:	Fondulac, Pekin, Cincinnati, Groveland, Washington
Macon:	Decatur, Hickory Point
Rock Island:	Blackhawk, Coal Valley, Hampton, Moline, South Moline, Rock Island, South Rock Island
LaSalle:	LaSalle, Utica
Madison:	Alton, Chouteau, Collinsville, Edwardsville, Fort Russell, Godfrey, Granite City, Nameoki, Venice, Wood River
St. Clair:	Canteen, Caseyville, Centerville, St. Clair, Stites, Stookey, Sugar Loaf, Millstadt

- b) Sections 212.304 through 212.310, 212.312 and 212.316 shall also apply to those areas defined in Subpart L, Section 212.324, and will apply to the following operations: grain-handling and grain-drying (Subpart S), transportation, communications, electric, gas, and sanitary services (SIC major groups 40 through 49), wholesale trade-farm supplies (SIC Industry No. 5191), and those operations listed in subsection (a) of this Section, except that SIC Industry No. 5191 shall apply only to those sources located in the vicinity of Granite City as defined in Subpart L, section 212.324(a)(1)(C).



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- c) Compliance Date. Subsection (b) shall become effective one year following its effective date or December 10, 1993, whichever is earlier.

(Source: Amended at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_)

## Section 212.309 Operating Program

- a) The sources described in Sections 212.304 through 212.308 and Section 212.316 shall be operated under the provisions of an operating program, consistent with the requirements set forth in Sections 212.310 and 212.312 of this Part, and prepared by the owner or operator and submitted to the Agency for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.

- b) Compliance Date. The amendment to this section incorporating the applicability of Section 212.316 shall become effective one year following its effective date or December 10, 1993, whichever is earlier.

(Source: Amended at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_)

## Section 212.316 Emission Limitations For Sources in Certain Areas

- a) Applicability. This section shall apply to those operations specified in Section 212.302 and that are located in areas defined in Subpart L, Section 212.324.
- b) Emission Limitation for Crushing and Screening Operations. No person shall cause or allow fugitive particulate matter emissions generated by the crushing or screening of slag, stone, coke or coal to exceed an opacity of 10%.
- c) Emission Limitations for Roadways or Parking Areas. No person shall cause or allow fugitive particulate matter emissions from any roadway or parking area to exceed an opacity of 10%, except that the opacity shall not exceed 5% at quarries with a capacity to produce more than 1 million tons per year of aggregate.

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- d) Emission Limitations for Storage Piles. No person shall cause or allow fugitive particulate matter emissions from any storage pile to exceed an opacity of 10%, to be measured four feet from the pile surface.

- e) Additional Emissions Limitations for the Granite City Vicinity as Defined in Subpart L, Section 212.324(a)(1)(C).

- 1) Emissions Limitations for Roadways or Parking Areas Located at Slag Processing Facilities or Integrated Iron and Steel Manufacturing Plants. No person shall cause or allow fugitive particulate matter emissions from any roadway or parking area located at a slag processing facility or integrated iron and steel manufacturing plant to exceed an opacity of 5%.

- 2) Emissions Limitations for Marine Terminals.

- A) No person shall cause or allow fugitive particulate matter emissions from any loading spouts for truck or railcar to exceed an opacity of 10%.

- B) No person shall cause or allow fugitive particulate matter emissions generated at barge unloading, dump pits, or conveyor transfer points to exceed an opacity of 5%.

- f) Emission Limitation for All Other Sources. Unless a source has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this section or in Subparts R or S, no person shall cause or allow fugitive particulate matter emissions from any source to exceed an opacity of 20%.

- g) Recordkeeping and Reporting

- 1) The owner or operator of any fugitive particulate matter emission source subject to this Section shall keep written records of the application of control measures as may be needed for compliance with the opacity limitations of this Section and shall submit to the Agency an annual report containing a summary of such information.



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2) The records required under this subsection shall include at least the following:

- A) the name and address of the plant;
- B) the name and address of the owner and/or operator of the plant;
- C) a map or diagram showing the location of all emission sources controlled including the location, identification, length, and width of roadways;
- D) for each application of water or chemical solution to roadways by truck: the name and location of the roadway controlled, application rate of each truck, frequency of each application, width of each application, identification of each truck used, total quantity of water or chemical used for each application and, for each application of chemical solution, the concentration and identity of the chemical.

E) for application of physical or chemical control agents, the name of the agent, application rate and frequency, and total quantity of agent and, if diluted, percent of concentration, used each day;

F) a log recording incidents when control measures were not used and a statement of explanation.

3) Copies of all records required by this Section shall be submitted to the Agency within ten (10) working days of a written request by the Agency and shall be transmitted to the Agency by a company-designated person with authority to release such records.

4) The records required under this Section shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Agency representatives during working hours.

5) A quarterly report shall be submitted to the Agency stating the following: the dates any necessary

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control measures were not implemented, a listing of those control measures, the reasons that the control measures were not implemented, and any corrective actions taken. This information includes, but is not limited to, those dates when a reasonable person would believe that the application of such control measures would be unreasonable given prevailing atmospheric conditions. This report shall be submitted to the Agency 30 calendar days from the end of a quarter. Quarters end March 31, June 30, September 30, and December 31.

h) Compliance Date. The rules of this Section shall become effective one year following their effective date or December 10, 1993, whichever is earlier.

(Source: Added at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_)

SUBPART L: PARTICULATE MATTER EMISSIONS FROM  
PROCESS EMISSION SOURCES

Section 212.324 Process Emission Sources in Certain Areas

a) Applicability.

1) This Section shall apply to any process emission source located in any of the following areas:

A) That area bounded by lines from Universal Transmercator (UTM) coordinate 428000mE, 4631000mN, east to 435000mE, 4631000mN, south to 435000mE, 4623000mN, west to 428000mE, 4623000mN, north to 428000mE, 4631000mN, in the vicinity of McCook in Cook County, as shown in Illustration D;

B) That area bounded by lines from Universal Transmercator (UTM) coordinate 445000mE, 4622180mN, east to 456265mE, 4622180mN, south to 456265mE, 4609020mN, west to 445000mE, 4609020mN, north to 445000mE, 4622180mN, in the vicinity of Lake Calumet in Cook County, as shown in Illustration E;

C) That area bounded by lines from Universal



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Transmercator (UTM) coordinate 744000mE, 4290000mN, east to 753000mE, 4290000mN, south to 753000mE, 4283000mN, west to 744000mE, 4283000mN, north to 744000mE, 4290000mN, in the vicinity of Granite City in Madison County, as shown in Illustration F.

2) This Section shall not alter the applicability of Sections 212.321 and 212.322 of this Part.

3) This Section is not applicable to any source subject to a specific emissions standard or limitation contained in any of the following Subparts:

(i) Subpart N, Food Manufacturing;

(ii) Subpart O, Stone, Clay, Glass and Concrete Manufacturing;

(iii) Subpart R, Primary and Fabricated Metal Products and Machinery Manufacture; and

(iv) Subpart S, Agriculture.

b) General Emission Limitation. Except as otherwise provided in this Part, no person shall cause or allow the emission of PM-10, other than that of fugitive particulate matter, into the atmosphere from any process emission source to exceed 68.7 mg/scm (0.03 gr/scf) during any one hour period.

c) Alternative Emission Limitation. The emission limit of 68.7 mg/scm (0.03 gr/scf) contained in subsection (b) of this Section shall not apply to the following sources for which alternative emission limits are provided below:

Source	Emissions Limit Metric	English
1) Shotblasting emissions sources in the Village of McCook equipped with fabric filter(s) as of June 1, 1991	22.9 mg/scm	0.01 gr/scf

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2) All process emissions sources at manufacturers of steel wool with soap pads located in the Village of McCook 5% opacity 5% opacity

d) Exceptions. The emission limits contained in subsections (b) and (c) shall not apply to those sources with no visible emissions other than fugitive particulate matter.

e) Special Emissions Limitation for Fuel-Burning Process Emissions Sources in the Vicinity of Granite City. No person shall cause or allow emissions of PM-10 into the atmosphere to exceed 12.9 ng/J (0.03 lbs. per mmbtu) of heat input from the burning of fuel other than natural gas at any process emissions source located in the vicinity of Granite City as defined in subsection (a)(1)(C).

f) Maintenance and Repair. For any process emission source subject to subsection (a), the owner or operator shall maintain and repair all air pollution control equipment in a manner that assures that the emission limits and standards in this Section shall be met at all times. This Section shall not affect the applicability of Section 201.149. Proper maintenance shall include the following minimum requirements:

1) Visual inspections of air pollution control equipment;

2) Maintenance of an adequate inventory of spare parts; and

3) Expeditions repairs, unless the source is shutdown.

g) Recordkeeping of Maintenance and Repair.

1) Written records of inventory and documentation of inspections, maintenance, and repairs of all air pollution control equipment shall be kept in accordance with subsection (f) of this Section.

2) The owner or operator shall document any period during which any process emission source was in operation when the air pollution control equipment was not in operation or was malfunctioning so as to



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cause an emissions level in excess of the emissions limitation. These records shall include documentation of causes for pollution control equipment not operating or such malfunction and shall state what corrective actions were taken and what repairs were made.

- 3) A written record of the inventory of all spare parts not readily available from local suppliers shall be kept and updated.
- 4) Copies of all records required by this Section shall be submitted to the Agency within ten (10) working days of a written request by the Agency.
- 5) The records required under this Section shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Agency representatives during working hours.
- 6) Upon written request by the Agency a report shall be submitted to the Agency for any period specified in the request stating the following: the dates during which any process emissions source was in operation when the air pollution control equipment was not in operation or was not operating properly, documentation of causes for pollution control equipment not operating or not operating properly, and a statement of what corrective actions were taken and what repairs were made.

- h) Compliance Date. The rules of this Section shall become effective one year following their effective date or December 10, 1993, whichever is earlier.

(Source: Added at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_)

## SUBPART N: FOOD MANUFACTURING

## 212.362 Sources in Certain Areas

## a) Applicability.

- 1) Section 212.361 notwithstanding, subsections (b)(1) through (b)(4) shall apply to those sources engaged

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in food manufacturing and located in the Village of Bedford Park west of Archer Avenue and in the area defined within Subpart L, Section 212.324(a)(1).

- 2) Subsection (b)(5) applies to an instant tea manufacturing plant in Granite City, as defined in Subpart L, Section 212.324(a)(1)(C).
- b) Emission Limitation. No person shall cause or allow the emission of PM-10, other than that of fugitive particulate matter, into the atmosphere to exceed the following limits during any one hour period:
  - 1) 22.9 mg/scm (0.01 gr/scf) for dextrose dryers, dextrose melt tank systems, bulk dextrose loading system, house dry dextrose dust system, dextrose bagging machine dust system; dextrose expansion dryer/cooler and packing system and 2034 dextrose dryer/cooler dust collecting system;
  - 2) 34.3 mg/scm (0.015 gr/scf) for feed dryers, gluten dryers, germ dryers, heat recovery scrubbers;
  - 3) 68.7 mg/scm (0.03 gr/scf) for germ cake transport systems, spent flake transport/cooling systems, bleaching clay system, B26 dust pickup bin system, and pellet cooler systems;
  - 4) 45.8 mg/scm (0.02 gr/scf) for germ transport systems, starch dust collection systems, dicalite system, starch processing/transport systems, starch dryers, starch transport systems, calcium carbonate storage system, starch loading systems, corn unloading systems, germ transfer towers, dextrose transport systems, soda ash unloading system, corn silo system, filter aid systems, spent flake storage systems, corn cleaning transport systems, feed transport cooling system, gluten cooling system, gluten transport system, feed dust system, gluten dust system, pellet dust system, spent flake transport system, and rail car maintenance system and dextrose expansion milling and storage systems.
- 5) 22.9 mg/scm (0.01 gr/scf) for any process emissions source at an instant tea manufacturing plant in Granite City, except the spray dryer, raw tea storage



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silo, and instant tea filling machines.

- c) Exceptions. The emission limits contained in subsection (b) of this Section shall not apply to those sources with no visible emissions other than fugitive matter.
- d) Maintenance, Repair, and Recordkeeping. The requirements of subsections (f) and (g) of Section 212.324 shall also apply to this Section.
- e) Compliance Date. The rules of this Section shall become effective one year following their effective date or December 10, 1993, whichever is earlier.

(Source: Added at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART Q: STONE, CLAY, GLASS AND CONCRETE MANUFACTURING212.425 Sources in Certain Areas

- a) Applicability. This Section shall apply to those sources located in those areas defined in Subpart L, Section 212.324(a)(1).
- b) Emission Limitation. No person shall cause or allow the emission of PM-10, other than that of fugitive particulate matter, into the atmosphere to exceed the following limits during any one hour period:
- 1) 57.2 mg/scm (0.025 gr/scf) for coater and cooling loop ventilator at roofing asphalt manufacturing plant located in the Village of Summit;
  - 2) 34.3 mg/scm (0.015 gr/scf) for mineral filler handling sources at roofing asphalt manufacturing plant located in the Village of Summit;
  - 3) 0.03 kg/Mq (0.06 lb/T) per ton of asphalt mixed for asphalt mixer at roofing asphalt manufacturing plant located in the Village of Summit;
  - 4) 91.6 mg/scm (0.04 gr/scf) for roofing asphalt blowing stills, except stills Nos. 1 and 2, at roofing asphalt manufacturing plant located in the Village of Summit;

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- 5) 45.8 mg/scm (0.02 gr/scf) for kilns in lime manufacturing industry;
- 6) 22.9 mg/scm (0.01 gr/scf) for all other process emission sources in lime manufacturing industry;
- 7) 0.325 kg/Mq (0.65 lb/T) of glass produced for all glass melting furnaces.
- c) Exceptions. The emission limits contained in subsection (b) of this Section shall not apply to those sources with no visible emissions other than fugitive particulate matter.
- d) Maintenance, Repair, and Recordkeeping. The requirements of subsections (f) and (g) of Section 212.324 shall also apply to this Section.
- e) Compliance Date. The rules of this Section shall become effective one year following their effective date or December 10, 1993, whichever is earlier.

(Source: Added at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART R: PRIMARY AND FABRICATED METAL PRODUCTS AND MACHINERY MANUFACTURE212.458 Sources in Certain Areas

- a) Applicability. This Section shall apply to those sources located in those areas defined in Subpart L, Section 212.324(a)(1).
- b) Emission Limitation. No person shall cause or allow emissions of PM-10, other than that of fugitive particulate matter, into the atmosphere to exceed the following limits during any one hour period:
- 1) 15.9 ng/J (0.037 lbs. per mmbtu) of heat input from any fuel combustion source located at steel plant between 106th and 111th Streets in City of Chicago;
  - 2) 22.9 mg/scm (0.01 gr/scf) for basic oxygen furnace additive systems in the Village of Riverdale;



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- 3) 4.3 ng/J (0.01 lbs. per mmbtu) of heat input from the burning of fuel in the soaking pits in the Village of Riverdale;
- 4) 38.9 mg/scm (0.017 gr/scf) from the primary stack of basic oxygen process in the Village of Riverdale;
- 5) 22.9 mg/scm (0.01 gr/scf) from the secondary stack of basic oxygen process in the Village of Riverdale;
- 6) 45.8 mg/scm (0.02 gr/scf) from the pickling process at a steel plant in the Village of Riverdale;
- 7) 5% opacity for coal handling systems equipped with fabric filter(s) at steel plant located in the City of Chicago;
- 8) 22.9 mg/scm (0.01 gr/scf) from any process emissions source located at integrated iron and steel plants in the vicinity of Granite City, except as otherwise provided in this Section or in Sections 212.443 and 212.446;
- 9) 5% opacity for continuous caster spray chambers or continuous casting operations at steel plants in the vicinity of Granite City;
- 10) 64.5 ng/J (0.15 lbs per mmbtu) of heat input from the burning of coke oven gas to underfire coke ovens and 32.25 ng/J (0.075 lbs per mmbtu) of heat input from the burning of coke oven gas at all other sources at steel plants in the vicinity of Granite City;
- 11) 38.7 ng/J (0.09 lbs. per mmbtu) of heat input from the slab furnaces at steel plants in the vicinity of Granite City;
- 12) 22.9 mg/scm (0.01 gr/scf) for all process emissions sources at secondary lead processing plant located in Granite City, except the salt flux crusher;
- 13) 22.9 mg/scm (0.01 gr/scf) for any melting furnace at aluminum manufacturing plant and/or finishing plant;
- 14) 45.8 mg/scm (0.02 gr/scf) from No. 6 mill brusher.

## POLLUTION CONTROL BOARD

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- and metal chip handling system at secondary aluminum manufacturing plant located in the vicinity of Granite City;
- 15) 0.05 kg/Mg (0.01 lb/T) per ton of sand processed from molding sand forming systems at steel foundry plant located in Granite City;
- 16) 0.01 kg/Mg (0.02 lbs/T) per ton of sand processed from recycle sand shakeouts at steel foundry plant located in Granite City;
- 17) 22.9 mg/scm (0.01 gr/scf) for all other process emissions sources at steel foundry plant in Granite City, except the sand dryer, sand cooler, chill tumbler, paint booth, chromite reclamation and core baking ovens;
- 18) 45.8 mg/scm (0.02 gr/scf) for cold rolling mill emissions sources at metal finishing plant located in the Village of McCook;
- 19) 2.15 ng/J (0.005 lbs/mmbtu) of heat input from the burning of fuel in any process emission source at aluminum manufacturing plant and/or finishing plant;
- 20) 22.9 mg/scm (0.01 gr/scf) from dross pad, dross cooling, and dross mixing sources at aluminum manufacturing and/or finishing plant;
- 21) 12.9 ng/J (0.03 lbs/mmbtu) of heat input from any fuel combustion emission source that heats air for space heating purposes at secondary aluminum manufacturing plant located in the vicinity of Granite City;
- 22) 68.7 mg/scm (0.03 gr/scf) for any holding furnace at aluminum manufacturing plant and/or finishing plant;
- 23) 2.15 ng/J (0.005 lbs per mmbtu) of heat input from the steel works boilers located at the steel making facilities at steel plant in the vicinity of Granite City;
- 24) 29.71 kg (65.5 lbs) for the total of all basic oxygen furnace processes described in subsection 212.446(a)



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and located at steel plant in the vicinity of Granite City:

- 25) North and South furnaces at secondary aluminum manufacturing plant located in the vicinity of Granite City cannot be operated simultaneously.
- 26) Magnesium pot furnaces at secondary aluminum manufacturing plant located in the vicinity of Granite City can be operated only one line at a time.
- 27) 2.15 ng/J (0.005 lbs/mmbtu) of heat input from any fuel combustion source at aluminum manufacturing plant and/or finishing plant except as provided in subsection (b)(21);
- 28) 22.9 mg/scm (0.01 gr/scf) for hot rolling mill emissions sources at metal finishing plant located in the Village of McCook;
- c) Exceptions. The emission limits contained in subsection (b) shall not apply to those sources with no visible emissions other than that of fugitive particulate matter.
- d) Maintenance, Repair, and Recordkeeping. The requirements of subsections (f) and (g) of Section 212.324 shall also apply to this Section.
- e) Compliance Date. The rules of this Section shall become effective December 10, 1993.

(Source: Added at \_\_\_ Ill.Reg. \_\_\_, effective \_\_\_\_\_.)

## SUBPART S: AGRICULTURE

## Section 212.464 Sources in Certain Areas

- a) Applicability. Notwithstanding Section 212.461, this Section shall apply to those sources located in the Lake Calumet area as defined in Subpart L, Section 212.324(a)(1).

## b) Emission Limitations

- 1) No person shall cause or allow the emission of PM-

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10. other than that of fugitive particulate matter, into the atmosphere to exceed 22.9 mg/scm (0.01 gr/scf) during any one hour period from any process emissions source engaged in the drying, receiving, shipping, transferring, storing, mixing or treating of grain except column grain dryers and truck or rail unloading systems; except that in addition, no person shall cause or allow visible emissions of PM-10 other than fugitive particulate matter from conveying, transferring, grain loading, or unloading operations.
- 2) No person shall cause or allow visible emission of fugitive particulate matter, into the atmosphere to exceed an opacity of 30% from watercraft, truck or rail loading or unloading systems.
- 3) Column grain dryers shall not be eligible for the exemptions as provided in Section 212.461(g).
- c) Exceptions. The emission limits contained in subsection (b) shall not apply to those sources with no visible emissions other than that of fugitive particulate matter.
- d) Maintenance, Repair, and Recordkeeping. The requirements of subsections (f) and (g) of Section 212.324 shall also apply to this Section.
- e) Compliance Date. The rules of this Section shall become effective one year following their effective date or December 10, 1993, whichever is earlier.

(Source: Added at \_\_\_ Ill.Reg. \_\_\_, effective \_\_\_\_\_.)



POLLUTION CONTROL BOARD  
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Illustration D: McCook Vicinity Map

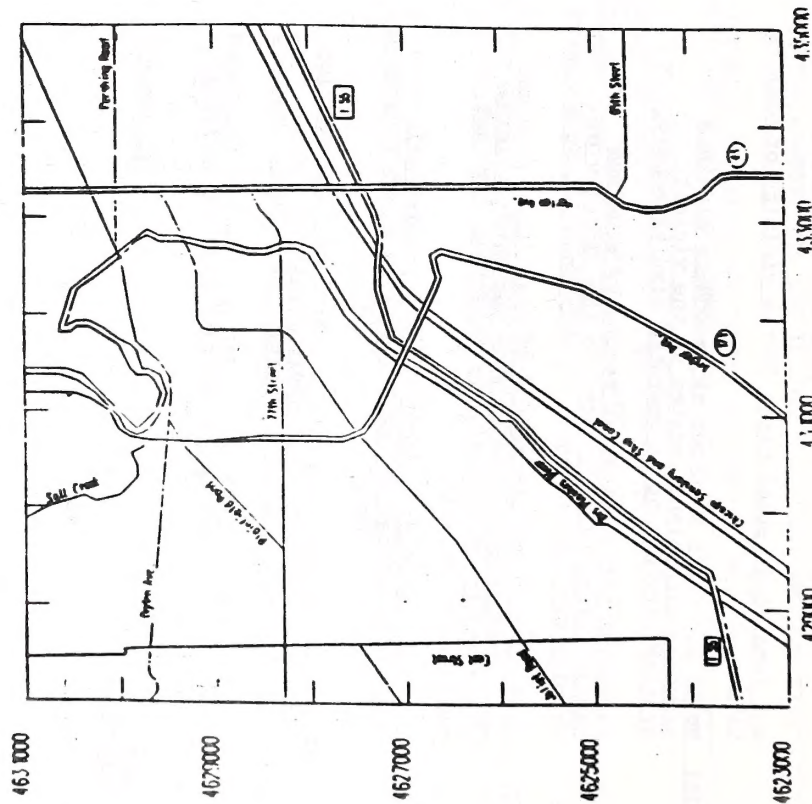
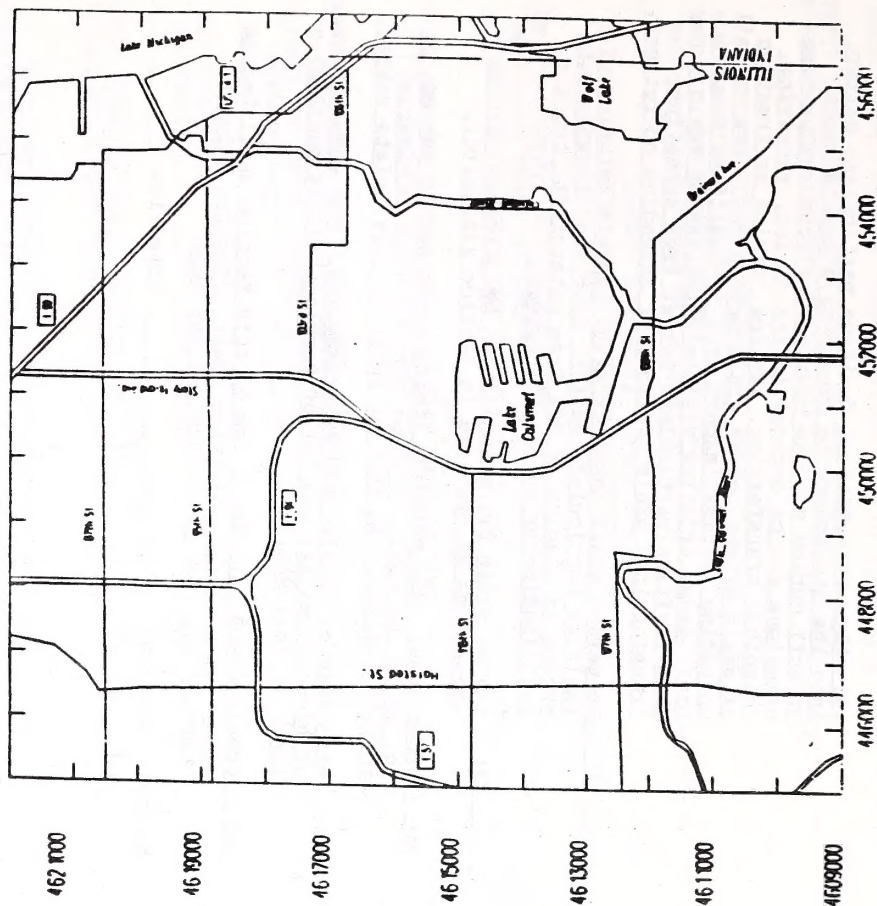


Illustration E: Lake Calumet Vicinity Map

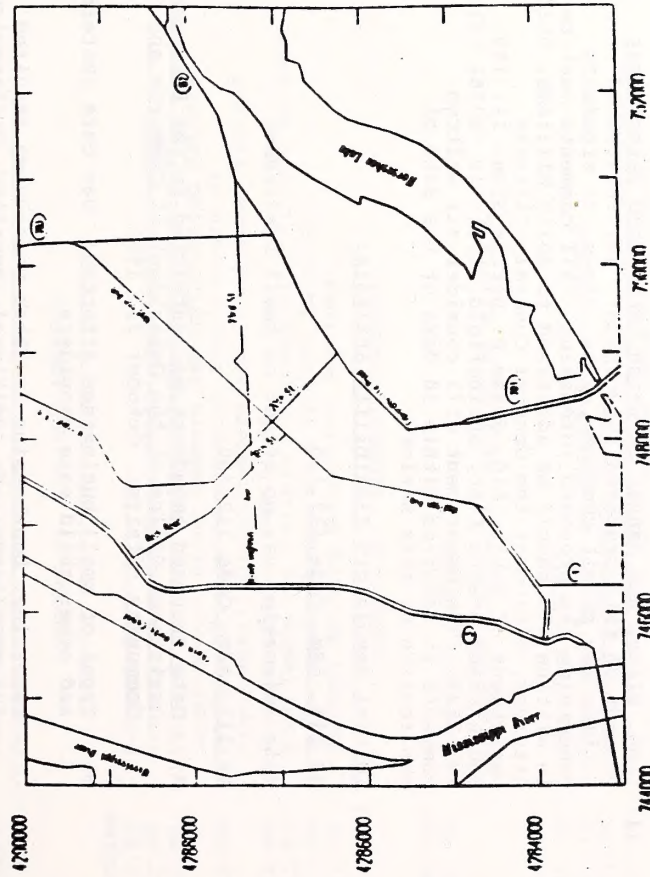




## POLLUTION CONTROL BOARD

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Illustration F: Granite City Vicinity Map



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: AID TO FAMILIES WITH DEPENDENT CHILDREN

2) Code Citation: 89 Ill. Adm. Code 112

3) Section Numbers: Proposed Action:

112.110 Amendment  
112.400 Amendment

4) Statutory Authority:

89 Ill. Adm. Code 112.110

Sections 4-1.6, 4-2 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 4-1.6, 4-2 and 12-13)

89 Ill. Adm. Code 112.400

Sections 9-6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 9-6 and 12-13)

5) A Complete Description of the Subjects and Issues Involved:

89 Ill. Adm. Code 112.110

This rulemaking updates the Department's policy on exempt unearned income.

89 Ill. Adm. Code 112.400

This rulemaking implements a change in federal regulation that denies transitional child care benefits when AFDC is cancelled due to employment if the caretaker relative is removed from assistance for noncooperation with child support enforcement services.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐

8) Do these Proposed Amendments contain incorporations by reference? No



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- 9) Are there any other Proposed Amendments pending on this Part? Yes

## Section Numbers Proposed Action Illinois Register Citation

112.131 Amendment July 12, 1991  
(15 Ill. Reg. 10564)

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Bldg. II, 100 South Grand Avenue East, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

- 12) Initial Regulatory Flexibility Analysis:

89 Ill. Adm. Code 112.110

This rulemaking has no effect on small businesses.

89 Ill. Adm. Code 112.400

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 31, 1991

- B) Types of small businesses affected: Day care centers and other child care providers.

- C) Reporting, bookkeeping or other procedures required for compliance: No additional reporting, bookkeeping or other procedures required.

- D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 112

## AID TO FAMILIES WITH DEPENDENT CHILDREN

## SUBPART A: GENERAL PROVISIONS

Section  
112.1  
112.5

Description of the Assistance Program  
Incorporation By Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section  
112.8  
112.9  
112.10  
112.20  
112.30  
112.40  
112.50  
112.52  
112.54  
112.60  
112.61  
112.62  
112.63  
112.64

Caretaker Relative  
Client Cooperation  
Citizenship  
Residence  
Age  
Relationship  
Living Arrangement  
Social Security Numbers  
Assignment of Medical Support Rights  
Lack of Parental Support or Care  
Death of a Parent  
Incapacity of a Parent  
Continued Absence of a Parent  
Unemployment of the Parent

## SUBPART C: PROJECT CHANCE

Section  
112.70  
112.71  
112.72  
112.73  
  
112.74  
112.76  
112.77  
112.78  
112.79  
112.80  
  
112.81  
112.82

Participation Requirements For Project Chance  
Individuals Exempt From Project Chance  
Project Chance Participation/Cooperation Requirements  
Failure to Participate with the Work Incentive Demonstration Program (Renumbered)  
Project Chance Initial Assessment  
Process/Development of an Employability Plan  
Project Chance Orientation  
Conciliation and Fair Hearings  
Project Chance Components  
Project Chance Sanctions  
Good Cause for Failure to Comply With Project Chance Participation Requirements  
Responsible Relative Eligibility For Project Chance  
Project Chance Supportive Services



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Section  
112.83 Young Parents Program  
112.84 Work Experience Evaluation Project  
112.85 Four Year College/Vocational Training Demonstration Project

## SUBPART E: PROJECT ADVANCE

Section  
112.86 Project Advance  
112.87 Project Advance Experimental and Control Groups  
112.88 Project Advance Participation Requirements of  
Experimental Group Members and Adjudicated Fathers  
112.89 Project Advance Cooperation Requirements of  
Experimental Group Members and Adjudicated Fathers  
112.90 Project Advance Sanctions  
112.91 Good Cause for Failure to Comply with Project Advance  
112.93 Individuals Exempt From Project Advance  
112.95 Project Advance Supportive Services

## SUBPART F: EXCHANGE PROGRAM

Section  
112.98 Exchange Program

## SUBPART G: FINANCIAL FACTORS OF ELIGIBILITY

Section  
112.100 Unearned Income  
112.101 Unearned Income of Stepparent or Parent  
112.105 Budgeting Unearned Income  
112.106 Budgeting Unearned Income of Applicants Employed On  
Date of Application And/Or Date Of Decision  
112.107 Initial Receipt of Unearned Income  
112.108 Termination of Unearned Income  
112.110 Exempt Unearned Income  
112.115 Education Benefits  
112.120 Incentive Allowances  
112.125 Unearned Income In-Kind  
112.126 Earmarked Income  
112.127 Lump Sum Payments  
112.128 Protected Income  
112.130 Earned Income  
112.131 Earned Income Tax Credit  
112.132 Budgeting Earned Income  
112.133 Budgeting Earned Income of Applicants Employed On  
Date of Application And/Or Date Of Decision  
112.134 Initial Employment  
112.135 Budgeting Earned Income For Contractual Employees

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Section  
112.136 Budgeting Earned Income For Non-Contractual School  
Employees  
112.137 Termination of Employment  
112.138 Transitional Payments  
112.140 Exempt Earned Income  
112.141 Earned Income Exemption  
112.142 Exclusion From Earned Income Exemption  
112.143 Recognized Employment Expenses  
112.144 Income From Work/Study/Training Program  
112.145 Earned Income From Self-Employment  
112.146 Earned Income From Roomer and Boarder  
112.147 Income From Rental Property  
112.148 Payments from the Illinois Department of Children  
and Family Services  
112.149 Earned Income In-Kind  
112.150 Assets  
112.151 Exempt Assets  
112.152 Asset Disregards  
112.153 Deferral of Consideration of Assets  
112.154 Property Transfers  
112.155 AFDC Income Limit

## SUBPART H: PAYMENT AMOUNTS

Section  
112.250 Grant Levels  
112.251 Payment Levels in AFDC  
112.252 Payment Levels in AFDC Group I Counties  
112.253 Payment Levels in AFDC Group II Counties  
112.254 Payment Levels in AFDC Group III Counties

## SUBPART I: OTHER PROVISIONS

Section  
112.300 Persons Who May Be Included in the Assistance Unit  
112.301 Presumptive Eligibility  
112.302 Monthly Reporting  
112.303 Retrospective Budgeting  
112.304 Budgeting Schedule  
112.305 Strikers  
112.306 Foster Care Program  
112.307 Responsibility of Sponsors of Aliens  
112.308 Special Needs Authorizations  
112.309 Institutional Status  
112.315 Young Parent Program (Renumbered)  
112.320 Redetermination of Eligibility  
112.330 Twelve Month Extension of Medical Assistance Due to  
Increased Income from Employment



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Section  
112.331

Four Month Extension of Medical Assistance Due to Child Support Collections  
Extension of Medical Assistance Due to Loss of Earned Income Disregard (Repealed)  
New Start Payments to Individuals Released from Department of Corrections Facilities

112.332  
112.340

## SUBPART J: CHILD CARE

Section  
112.350  
112.352  
112.354  
112.356  
112.358  
112.362

Child Care  
Child Care Eligibility  
Qualified Provider  
Notification of Available Services  
Participant Rights and Responsibilities  
Additional Service to Secure or Maintain Child Care Arrangements  
Rates of Payment for Child Care  
Method of Providing Child Care

112.364  
112.366

## SUBPART K: TRANSITIONAL CHILD CARE

Section  
112.400  
112.404  
112.406  
112.408  
112.410  
112.412  
112.414  
112.416  
112.418

Transitional Child Care Eligibility  
Duration of Eligibility for Transitional Child Care  
Loss of Eligibility for Transitional Child Care  
Qualified Child Care Providers  
Notification of Available Services  
Participant Rights and Responsibilities  
Child Care Overpayments and Recoveries  
Fees for Service for Transitional Child Care  
Rates of Payment for Transitional Child Care

**AUTHORITY:** Implementing Article IV and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 4-1 et seq. and 12-13)

**SOURCE:** Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399,

effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21,



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1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 11, 1983; rules repealed and new rules adopted and codified at 7 Ill. Reg. 2720, effective February 28, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 11284, effective August 26, 1983; amended at 7 Ill. Reg. 13920, effective October 7, 1983; amended at 7 Ill. Reg. 15690, effective November 9, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16105; amended at 7 Ill. Reg. 17344, effective December 21, 1983; amended at 8 Ill. Reg. 213, effective December 27, 1983; emergency amendment at 8 Ill. Reg. 569, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 4176, effective March 19, 1984; amended at 8 Ill. Reg. 5207, effective April 9, 1984; amended at 8 Ill. Reg. 7226, effective May 16, 1984; amended at 8 Ill. Reg. 11391, effective June 27, 1984; amended at 8 Ill. Reg. 12333, effective June 29, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17894; peremptory amendment at 8 Ill. Reg. 18127, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 19889, effective October 1, 1984; amended at 8 Ill. Reg. 19983, effective October 3, 1984; emergency amendment at 8 Ill. Reg. 21666, effective October 19, 1984 for a maximum of 150 days; amended at 8 Ill. Reg. 21621, effective October 23, 1984; amended at 8 Ill. Reg. 25023, effective December 19, 1984; amended at 9 Ill. Reg. 282, effective January 1, 1985; amended at 9 Ill. Reg. 4062, effective March 15, 1985; amended at 9 Ill. Reg. 8155, effective May 17, 1985; emergency amendment at 9 Ill. Reg. 10094, effective June 19, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11317, effective July 5, 1985; amended at 9 Ill. Reg. 12795, effective August 9, 1985; amended at 9 Ill. Reg. 15887, effective October 4, 1985; amended at 9 Ill. Reg. 16277, effective October 11, 1985; amended at 9 Ill. Reg. 17827, effective November 18, 1985; emergency amendment at 10 Ill. Reg. 354, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 1172, effective January 30, 1986; amended at 10 Ill. Reg. 3641, effective January 30, 1986; amended at 10 Ill. Reg. 4885, effective March 7, 1986; amended at 10 Ill. Reg. 8118, effective May 1, 1986; amended at 10 Ill. Reg. 10628, effective June 1, 1986; amended at 10 Ill. Reg. 11017, effective June 6, 1986; Sections 112.78 through 112.86 and 112.88 recodified to 89 Ill. Adm. Code 160 at 10 Ill. Reg. 11928; emergency amendment at 10 Ill. Reg. 12107, effective July 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 12650, effective July 14, 1986; amended at 10 Ill. Reg. 14681, effective August

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29, 1986; amended at 10 Ill. Reg. 15101, effective September 5, 1986; amended at 10 Ill. Reg. 15621, effective September 19, 1986; amended at 10 Ill. Reg. 21860, effective December 12, 1986; amended at 11 Ill. Reg. 2280, effective January 16, 1987; amended at 11 Ill. Reg. 3140, effective January 30, 1987; amended at 11 Ill. Reg. 4682, effective March 6, 1987; amended at 11 Ill. Reg. 5223, effective March 11, 1987; amended at 11 Ill. Reg. 6228, effective March 20, 1987; amended at 11 Ill. Reg. 9927, effective May 15, 1987; amended at 11 Ill. Reg. 12903, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 12432, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 12908, effective July 30, 1987; emergency amendment at 11 Ill. Reg. 12935, effective August 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13625, effective August 1, 1987; amended at 11 Ill. Reg. 14755, effective August 26, 1987; amended at 11 Ill. Reg. 18679, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18781, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20114, effective December 4, 1987; Sections 112.90 and 112.95 recodified to Sections 112.52 and 112.54 at 11 Ill. Reg. 20610; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 844, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1929, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 2126, effective January 12, 1988; SUBPARTS C, D and E recodified to SUBPARTS G, H and I at 12 Ill. Reg. 2136; amended at 12 Ill. Reg. 3487, effective January 22, 1988; amended at 12 Ill. Reg. 6159, effective March 18, 1988; amended at 12 Ill. Reg. 6694, effective March 22, 1988; amended at 12 Ill. Reg. 7336, effective May 1, 1988; amended at 12 Ill. Reg. 7673, effective April 20, 1988; amended at 12 Ill. Reg. 9032, effective May 20, 1988; amended at 12 Ill. Reg. 10481, effective June 13, 1988; amended at 12 Ill. Reg. 14172, effective August 30, 1988; amended at 12 Ill. Reg. 14669, effective September 16, 1988; amended at 13 Ill. Reg. 70, effective January 1, 1989; amended at 13 Ill. Reg. 6017, effective April 14, 1989; amended at 13 Ill. Reg. 8567, effective May 22, 1989; amended at 13 Ill. Reg. 16006, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16142, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 705, effective January 1, 1990; amended at 14 Ill. Reg. 3170, effective February 13, 1990; amended at 14 Ill. Reg. 3575, effective February 23, 1990; amended at 14 Ill. Reg. 6306, effective April 16, 1990; amended at 14 Ill. Reg. 10379, effective June 20, 1990; amended at 14 Ill. Reg. 13652, effective August 10, 1990; amended at 14 Ill. Reg. 14140, effective August 17, 1990; amended at 14 Ill. Reg. 16937,



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effective September 30, 1990; emergency amendment at 15 Ill. Reg. 338, effective January 1, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 2862, effective February 4, 1991, for a maximum of 150 days; emergency expired July 4, 1991; amended at 15 Ill. Reg. 5275, effective April 1, 1991; amended at 15 Ill. Reg. 5684, effective April 10, 1991; amended at 15 Ill. Reg. 11127, effective July 19, 1991; amended at 15 Ill. Reg. 11447, effective July 25, 1991; amended at 15 Ill. Reg. 14227, effective September 30, 1991; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART G: FINANCIAL FACTORS OF ELIGIBILITY

## Section 112.110 Exempt Unearned Income

a) The following unearned income shall be exempt from consideration in determining eligibility and the level of assistance payment:

- 1) a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- 2) b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);
- 3) c) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- 4) d) Any per capita judgment funds paid under P.L. 92-254 to members of the Blackfeet Tribe of the Blackfeet-Indian Reservation, Montana and the Gros Ventre Tribe of the Fort Belknap Reservation, Montana (25 U.S.C. 1264); Any funds distributed per capita to or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134, P.L. 94-114 or P.L. 94-540;

5) e) Any benefits received under Title III-VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965, as amended (42 U.S.C. 3030e-3045 et seq.);

6) f) Any compensation provided to individual volunteers under the Retired Senior Volunteer

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## Section 112.110 Exempt Unearned Income (Cont'd)

Program and the Foster Grandparent Program and Older Americans Community Service Programs established under Title II of the Domestic Volunteer Service Act, as amended;

7) g) Income received under the provisions of Section 4(c) of the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act (Ill. Rev. Stat. 1989, ch. 67 1/2, par. 404 (c)). This includes both the benefits commonly known as the circuit breaker and "additional grants";

8) h) Payments to volunteers under the 1973 Domestic Volunteer Service Act (48 U.S.C. 5044 (q)). These include:

- A) 1) Vista Volunteers;
- B) 2) Volunteers serving as senior health aids, senior companions, or foster grandparents;
- C) 3) Persons serving in the Service Corps of Retired Executives (SCORE) or the Active Corps of Executives (ACE);

9) i) Unearned income such as need based payments, cash assistance, compensation in lieu of wages and allowances received through the Jobs Training Partnership Act;

10) j) Inconsequential income, which is defined as gifts, prizes or other unearned income (excluding those unearned income items referenced in subsections [a][1] through [a][10] above) of up to \$30 per person per quarter;

b) The following additional unearned income shall be exempt:

1) k) Social Security death benefit expended on a funeral and/or burial;

2) l) The value of home produce which is used for personal consumption;



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

## Section 112.110 Exempt Unearned Income (Cont'd)

3)M) The value of supplemental food assistance received under the Child Nutrition Act of 1966, as amended, (42 U.S.C. 1780(b)) and the special food service program for children under the National School Lunch Act, as amended (42 U.S.C. 1760) +i

4) Any payments distributed per capita or held in trust for members of any Indian tribe under P.L. 92-254, P.L. 93-334 or P.L. 94-450 (45 U.S.C. 1407)

5)N) Tax exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1626) +i

6)O) Experimental Housing Allowance Program payments made under Annual Contributions Contracts entered into prior to January 1, 1975 under Section 23 of the U.S. Housing Act of 1937, as amended (42 U.S.C. 1437 (f)) +i

7)P) Child support payments made to an assistance unit by the Department which represents the first \$50 or any lesser amount of support collected, in a month +i

8)Q) Any payment payments received under Title I of P. L. 100-383 of the Civil Liberties Act of 1988 (50 U.S.C. 1989b thru 1989b-8) +i

9)I) Any payments received under Title II of P. L. 100-383 of the Aleutian and Pribilof Islands Restitution Act (50 U.S.C. 1989c thru 1989c-8) +i

10)S) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one-time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201 +i

t) Payments received under the Radiation Exposure Compensation Act +i

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## Section 112.110 Exempt Unearned Income (Cont'd)

u) Federal subsidized housing payments under Section 8 of the Housing and Community Development Act of 1974, effective January 1, 1975, of the U.S. Housing Act of 1937, as amended +i

v) Payments from the principal or trust of a trust fund made to or on behalf of a dependent child when the court orders the money released for a specific purpose other than the income maintenance needs of the child +i

w) Adoption subsidy on foster care payments received from the Department of Children and Family Services (DCFS) +i

x) Supportive Service payments made by project chance to any project chance participant (Section 112.82); and

y) Benefits paid to eligible households under the Low Income Home Energy Assistance Act of 1981 pursuant to Section 2605(f) of P.L. 97-35 +i

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART K: TRANSITIONAL CHILD CARE

## Section 112.400 Transitional Child Care Eligibility

a) The Department will guarantee child care for each family with a child (as described in subsections (d) and (e) whose eligibility for AFDC benefits has ceased due to increased hours of, or earning from, employment, or as a result of the loss of income disregards due to expiration of the time limits at Section 112.142(b) +i

b) The family must request child care benefits and provide information necessary for determining eligibility and fees, such as income verification, family size, provider information, and ages of children +i

c) The family must have ceased to be eligible for AFDC on or after October 1, 1989 +i

d) A family is eligible to receive Transitional Child Care benefits under this Subpart to the extent such



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## Section 112.400 Transitional Child Care Eligibility (Cont'd)

child care is necessary to permit a member of an AFDC family to accept or retain employment if the family otherwise meets the conditions of eligibility.

- e) Eligibility is also provided to children who meet the criteria in subsection (d) above who would be a dependent child except for the receipt of benefits under Supplemental Security Income under Title XVI of the Social Security Act (42 U.S.C. 1381 et seq.) or foster care under Title IV-E of the Social Security Act (42 U.S.C. 670 et seq.) if the conditions of the above mentioned subsections are otherwise met.

f) Eligibility for transitional child care benefits does not exist if a caretaker relative:

- 1) does not cooperate with child support enforcement services without good cause (see 89 Ill. Adm. Code 160.30 thru 160.45);
- 2) is deleted from the assistance unit; and
- 3) subsequently becomes ineligible for assistance due to increased hours of employment or earnings.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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## 1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED

## 2) Code Citation: 89 Ill. Adm. Code 113

## 3) Section Numbers: Proposed Action:

113.108 Repealed  
113.109 Repealed  
113.110 Repealed  
113.113 Amendment

4) Statutory Authority: Sections 3-12 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 3-1.2 and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking amends Section 113.113 to update the Department's policy on exempt unearned income. Additionally, pursuant to the Joint Committee on Administrative Rules' request, the Department is deleting extraneous Sections from Part 113 of its Administrative Rules. Specifically, Sections 113.108 thru 113.110 are deleted because they are basically the same as Sections 113.111 thru 113.113.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
113.40	Amendment	October 18, 1991 (15 Ill. Reg. 14994)
113.50	Amendment	October 18, 1991 (15 Ill. Reg. 14994)
113.302	Repealed	October 18, 1991 (15 Ill. Reg. 14994)



NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

Section Numbers Proposed Action Illinois Register Citation

113.400 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.405 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.410 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.415 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.420 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.425 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.430 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.435 New Section October 18, 1991  
(15 Ill. Reg. 14994)

113.440 Renumbered,  
Amended October 18, 1991  
(15 Ill. Reg. 14994)

113.445 New Section October 18, 1991  
(15 Ill. Reg. 14994)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 113

## AID TO THE AGED, BLIND OR DISABLED

## SUBPART A: GENERAL PROVISIONS

## Section

113.1 Description of the Assistance Program  
113.5 Incorporation By Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

113.9 Client Cooperation  
113.10 Citizenship  
113.20 Residence  
113.30 Age  
113.40 Blind  
113.50 Disabled  
113.60 Living Arrangement  
113.70 Institutional Status  
113.80 Social Security Number

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

## Section

113.100 Unearned Income  
113.101 Budgeting Unearned Income  
113.102 Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
113.103 Initial Receipt of Unearned Income  
113.104 Termination of Unearned Income  
113.105 Unearned Income In-Kind  
113.106 Earmarked Income  
113.107 Lump Sum Payments and Income Tax Refunds  
113.108 Protected Income (Repealed)  
113.109 Earned Income (Repealed)  
113.110 Budgeting Earned Income (Repealed)  
113.111 Protected Income  
113.112 Earned Income  
113.113 Budgeting-Exempt Unearned Income  
113.114 Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
113.115 Initial Employment  
113.116 Budgeting Earned Income For Contractual Employees

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Budgeting Earned Income For Non-contractual School Employees  
Termination of Employment

113.118 Exempt Earned Income  
113.120 Recognized Employment Expenses  
113.125 Income From Work/Study/Training Programs  
113.131 Earned Income From Self-Employment  
113.132 Earned Income From Roomer and Boarder  
113.133 Earned Income From Rental Property  
113.134 Earned Income In-Kind  
113.139 Payments from the Illinois Department of Children and Family Services

113.140 Assets  
113.141 Exempt Assets  
113.142 Asset Disregard  
113.143 Deferral of Consideration of Assets  
113.154 Property Transfers For Applications Filed Prior To October 1, 1989  
113.155 Property Transfers For Applications Filed On Or After October 1, 1989  
113.156 Court Ordered Child Support Payments of Parent/Step-Parent  
113.157 Sponsors of Aliens  
113.160 Assignment of Medical Support Rights

## SUBPART D: PAYMENT AMOUNTS

## Section

113.245 Payment Levels for AABD  
113.246 Personal Allowance  
113.247 Personal Allowance Amounts  
113.248 Shelter  
113.249 Utilities and Heating Fuel  
113.250 Laundry  
113.251 Telephone  
113.252 Transportation, Lunches, Special Fees  
113.253 Allowances for Increase in SSI Benefits  
113.254 Nursing Care or Personal Care in Home Not Subject to Licensing  
113.255 Sheltered Care in a Licensed Group Care Facility  
113.256 Shopping Allowance  
113.257 Special Allowances for Blind and Partially Sighted (Blind Only)  
113.258 Home Delivered Meals  
113.259 AABD Fuel and Utility Allowances By Area  
113.260 Sheltered Care Rates



## DEPARTMENT OF PUBLIC AID

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Section  
113.261

Cases in Licensed Intermediate Care Facilities,  
Licensed Skilled Nursing Facilities, DMHDD  
Facilities and All Other Licensed Medical Facilities

## SUBPART E: OTHER PROVISIONS

## Section

113.300 Persons Who May Be Included In the Assistance Unit  
113.301 Grandfathered Cases  
113.302 Interim Assistance  
113.303 Special Needs Authorizations  
113.304 Retrospective Budgeting  
113.305 Budgeting Schedule  
113.306 Purchase and Repair of Household Furniture  
113.307 Property Repairs and Maintenance  
113.308 Excess Shelter Allowance  
113.320 Redetermination of Eligibility  
113.500 Attorney's Fees for SSI Appellants

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq. and 12-13)

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective

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September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive



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change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 14, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30,

## DEPARTMENT OF PUBLIC AID

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1990; amended at 15 Ill. Reg. 277, effective January 1, 1991; emergency amendment at 15 Ill. Reg. 1111, effective January 10, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5698, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. 11142, effective July 22, 1991; amended at 15 Ill. Reg. 11948, effective August 12, 1991; amended at 15 Ill. Reg. 14073, effective September 11, 1991; emergency amendment at 15 Ill. Reg. 15119, effective October 7, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

## Section 113.108 Protected Income (Repealed)

Supplemental-Security-Income-(SSI)-shall-be-protected-income which-shall-not-be-considered-available-to-meet-the-needs-of any-other-individual---(Agency-Note---Retrospective-lump-sum payments-made-by-the-Social-Security-Administration-to-SSI recipients-are-not-protected-income-but-are-to-be-considered-as any-other-lump-sum-payment---)

(Source: Repealed at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 113.109 Earned Income (Repealed)

- a) All-currently-available-income-which-is-not-specified-as-exempt-shall-be-considered-in-the-determination-of-eligibility-and-the-level-of-the-assistance-payment.
- b) Earned-income-is-remuneration-acquired-through-the-receipt-of-salaries-or-wages-for-services-performed-as-an-employee-or-profits-from-an-activity-in-which-the-individual-is-self-employed.

(Source: Repealed at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 113.110 Budgeting Earned Income (Repealed)

- a) Budgeting-is-the-method-by-which-non-exempt-income-is-compared-to-the-applicable-standard-(as-contained-in Sections-113.246-to-113.256)-plus-additional-income maintenance-needs-to-determine-the-amount-of-the



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Section 113.113 Budgeting-Earned-Exempt Unearned Income (Cont'd)

Section 113.110 Budgeting Earned Income (Repealed) (Cont'd)

monthly-assistance-payment-for-the-assistance-unit.

b) Monthly-earned-income-of-a-client-is-budgeted-on-the basis-of-the-income-anticipated-to-be-received-during the-budgeting-period,-and-is-determined-by-calculating the-average-monthly-non-exempt-earned-income-received by-the-client-in-the-prior-four-month-period,-if-the client-reports-a-change-in-income-of-the-averaged monthly-income-is-at-variance-with-the-income-expected to-be-received,-anticipated-earned-income-is-to-be estimated-based-on-information-provided-by-the-client and-verification-of-that-information,-All-income-is to-be-converted-into-monthly-amounts,-Budgeting occurs-upon-initial-determination,-upon redetermination,-and-when-the-client-reports-a-change in-the-source-or-amount-of-income-received.

(Source: Repealed at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 113.113 Budgeting-Earned-Exempt Unearned Income

a) Budgeting-is-the-method-by-which-non-exempt-income-is-compared-to-the-applicable-payment-levels-(as-contained-in-Sections-113.246-to-113.256)-plus-additional-income-maintenance-needs-to-determine-the-amount-of-the-monthly-assistance-payment-for-the-assistance-unit.

b) Monthly-earned-income-of-a-client-is-budgeted-on-the basis-of-the-income-which-the-client-reports-as-received-during-the-budget-month.

e) If-a-recipient-has-more-than-one-employer,-the-monthly-income-shall-be-calculated-from-all-jobs.

The following unearned income is exempt from consideration in determining eligibility for assistance and the amount of the assistance payment.

- a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);

- c) The value of home produce which is used for personal consumption;
- d) The value of supplemental food assistance received under the Child Nutrition Act of 1966 as amended, (42 U.S.C. 1780(b)) and the special food service program for children under the National School Lunch Act as amended (42 U.S.C. 1760);
- e) Any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1985, as amended (42 U.S.C. 3045 et seq.);
- f) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- g) Any funds distributed per capita or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134, P.L. 94-114 or P.L. 94-540;
- h) Tax exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act;
- i) Any compensation provided to individual volunteers under the Retired Senior Volunteer Program and the Foster Grandparent Program and Older Americans Community Service Programs established under Title VI of the Older Americans Act of 1965, as amended;
- j) Payments to Volunteers under the 1973 Domestic Volunteer Service Act (48 U.S.C. 5044(g)). These include:
  - 1) Vista Volunteers; and
  - 2) Volunteers serving as senior health aides, senior companions, foster grandparents, or persons serving in the Service Corps of Retired Executives (SCOPE) or the Active Corps of Executives (ACE).
- k) Income received under the provisions of the Illinois "Senior Citizens and Disabled Persons Property Tax Relief Act". This includes both the benefits commonly known as the "circuit breaker" and "additional grants";



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Section 113.113 Budgeting-Earned-Exempt Unearned Income  
(Cont'd)

- l) Social Security death benefit expended on a funeral and/or burial;
- m) Experimental Housing Allowance Program payments made under Annual Contributions Contracts entered into prior to January 1, 1975 under Section 23 of the U.S. Housing Act of 1937, as amended (42 U.S.C. 1437(f));
- n) Any payments distributed per capita or held in trust for members of Indian tribes under Section 5 of P.L. 94-114 that became effective October 17, 1975;
- o) SSI lump sum payments received by MANG participants who reside in the community (not residing in a long term care facility, DMHDD facility or other medical facility);
- p) Any adoption subsidy received from DCFS;
- q) Any foster care payment received from DCFS except independent living arrangement payments;
- r) Title IV-E adoption assistance or foster care payment received from a state welfare agency of another state are exempt for MANG;
- s) Any payment received from the Self Sufficiency Trust Fund established in accordance with ch. 91 1/2, par. 5-118;
- t) Any payment received under Title I of P.L. 100-383 of Civil Liberties Act of 1988. Title I of P.L. 100-383, the Civil Liberties Act of 1988, provides that restitution shall be made to United States citizens and permanent resident aliens of Japanese ancestry who were interned during World War II;
- u) Any payment received under Title II of P.L. 100-383 of the Aleutian and Pribilof Islands Restitution Act. Title II of P.L. 100-383, Aleutian and Pribilof Islands Restitution Act, provides that restitution shall be made to any Aleut living on the date of enactment of P.L. 100-383 (August 10, 1988) who, as a civilian, was relocated by authority of the United States from his or her home village on the Pribilof

## NOTICE OF PROPOSED AMENDMENTS

Section 113.113 Budgeting-Earned-Exempt Unearned Income  
(Cont'd)

- Islands or the Aleutian Islands west of Unimak Island to an internment camp, or other temporary facility or location during World War II; or who was born while his or her natural mother was subject to such relocation;
- v) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one-time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201; and
- w) Payments received under the Radiation Exposure Compensation Act.
- (Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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## NOTICE OF PROPOSED AMENDMENTS

## NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: CRISIS ASSISTANCE

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

2) Code Citation: 89 Ill. Adm. Code 116

The full text of the Proposed Amendments are identical to the text of the Emergency Amendments which appears in this issue of the Register on page 16774.

3) Section Numbers: Proposed Action:

116.500 Amendment  
116.520 Amendment

4) Statutory Authority: Section 4-12 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par. 4-12, as amended by Public Act 87-14.)

5) A Complete Description of the Subjects and Issues Involved: These rules add a requirement to Special Assistance and Hardship Assistance that such assistance may be given only during one period of thirty (30) consecutive days in any twelve (12) consecutive months. This is the identical requirement already found in Emergency Assistance. This requirement was added by Public Act 87-14.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐

8) Do these Proposed Amendments contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to David E. Peterson, Deputy General Counsel, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building, 11, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS

2) Code Citation: 89 Ill. Adm. Code 120

3) Section Numbers: Proposed Action:

120.11 Amendment  
120.31 Amendment  
120.60 Amendment  
120.64 Amendment  
120.382 Amendment  
120.390 Amendment  
120.391 Amendment

4) Statutory Authority: Sections 5-2 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-2 and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking eliminates the asset

requirements for pregnant women and for children born October 1, 1983 or later who do not qualify as mandatory categorically needy. Federal and State laws allow the Department to eliminate the asset test for this eligibility group.

This rulemaking also corrects the age group covered for MANG(P) eligibility as mandated by State and Federal laws. It changes the reference of children under age 8 to children born October 1, 1983, or later through age 19. This change will eliminate the need to update the rules because the MANG(P) coverage group automatically expands each year beginning October 1, 1991.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒

8) Do these Proposed Amendments contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

Section Numbers Proposed Action Illinois Register Citation

120.50 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.200 New Section August 30, 1991  
(15 Ill. Reg. 12137)

120.208 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.210 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.211 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.215 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.216 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.217 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.218 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.224 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.225 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.230 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.235 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.236 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.240 Repealed August 30, 1991  
(15 Ill. Reg. 12137)

120.245 Repealed August 30, 1991  
(15 Ill. Reg. 12137)



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## NOTICE OF PROPOSED AMENDMENTS

Section Numbers	Proposed Action	Illinois Register Citation
120.250	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.255	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.260	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.261	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.262	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.270	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.271	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.272	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.273	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.275	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.276	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.280	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.281	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.282	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.283	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.284	Repealed	August 30, 1991 (15 Ill. Reg. 12137)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

Section Numbers	Proposed Action	Illinois Register Citation
120.285	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.290	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.295	Repealed	August 30, 1991 (15 Ill. Reg. 12137)
120.319	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.320	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.321	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.322	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.323	Amendment	January 25, 1991 (15 Ill. Reg. 833)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East 3rd floor, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendments begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER B: ASSISTANCE PROGRAMS

PART 120  
MEDICAL ASSISTANCE PROGRAMS

## SUBPART A: GENERAL PROVISIONS

Section  
120.1 Incorporation By Reference

## SUBPART B: ASSISTANCE STANDARDS

Section  
120.10 Eligibility For Medical Assistance  
120.11 Eligibility For Medical Assistance For Pregnant Women and Children Under-Age-Eight-Born-October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy  
120.12 Healthy Start - Medicaid Presumptive Eligibility Program For Pregnant Women  
120.20 MANG(AABD) Income Standard  
120.30 MANG(C) Income Standard  
120.31 MANG(P) Income Standard  
120.40 Exceptions To Use Of MANG Income Standard  
120.50 AMI Income Standard

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section  
120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born-October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy  
120.61 Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG(AABD) and All Other Licensed Medical Facilities  
120.62 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 89 Ill. Adm. Code 140.643  
120.63 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings  
120.64 Pregnant Women and Children Under-Age-Six-Years-Born-October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

Department of Mental Health and Developmental Disabilities (DMHDD) Licensed Community - Integrated Living Arrangements

## SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

Section  
120.70 Supplementary Medical Insurance Benefits, Buy-In Program  
120.72 Eligibility for Medicare Cost Sharing as a Qualified Medicare Beneficiary (QMB)  
120.74 Qualified Medicare Beneficiary (QMB) Income Standard  
120.76 Hospital Insurance Benefits (HIB)

## SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section  
120.80 Recipient Restriction Program

## SUBPART F: MIGRANT MEDICAL PROGRAM

Section  
120.90 Migrant Medical Program  
120.91 Income Standards

## SUBPART G: AID TO THE MEDICALLY INDIGENT

Section  
120.208 Client Cooperation  
120.210 Citizenship  
120.211 Residence  
120.212 Age  
120.215 Relationship  
120.216 Living Arrangement  
120.217 Supplemental Payments  
120.218 Institutional Status  
120.224 Foster Care Program  
120.225 Social Security Numbers  
120.230 Unearned Income  
120.235 Exempt Unearned Income  
120.236 Education Benefits  
120.240 Unearned Income In-Kind  
120.245 Earmarked Income  
120.250 Lump Sum Payments and Income Tax Refunds  
120.255 Protected Income  
120.260 Earned Income  
120.261 Budgeting Earned Income  
120.262 Exempt Earned Income



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Section  
120.270 Recognized Employment Expenses  
120.271 Income From Work/Study/Training Program  
120.272 Earned Income From Self-Employment  
120.273 Earned Income From Roomer and Boarder  
120.275 Earned Income In-Kind  
120.276 Payments from the Illinois Department of Children and Family Services  
  
120.280 Assets  
120.281 Exempt Assets  
120.282 Asset Disregards  
120.283 Deferral of Consideration of Assets  
120.284 Spend-down of Assets (AMI)  
120.285 Property Transfers  
120.290 Persons Who May Be Included in the Assistance Unit  
120.295 Payment Levels for AMI

## SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section  
120.308 Client Cooperation  
120.309 Caretaker Relative  
120.310 Citizenship  
120.311 Residence  
120.312 Age  
120.313 Blind  
120.314 Disabled  
120.315 Relationship  
120.316 Living Arrangements  
120.317 Supplemental Payments  
120.318 Institutional Status  
120.319 Assignment of Rights to Medical Support and Collection of Payment  
  
120.320 Cooperation in Establishing Paternity and Obtaining Medical Support  
120.321 Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
120.322 Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
120.323 Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause  
  
120.324 Foster Care Program  
120.325 Social Security Numbers  
120.330 Unearned Income  
120.332 Budgeting Unearned Income  
120.335 Exempt Unearned Income  
120.336 Education Benefits  
120.338 Incentive Allowance  
120.340 Unearned Income In-Kind

Section  
120.342 Court Ordered Child Support Payments of Parent/Step-Parent  
120.345 Earmarked Income  
120.346 Medicaid Qualifying Trusts  
120.350 Lump Sum Payments and Income Tax Refunds  
120.355 Protected Income  
120.360 Earned Income  
120.361 Budgeting Earned Income  
120.362 Exempt Earned Income  
120.364 Earned Income Exemption  
120.366 Exclusion From Earned Income Exemption  
120.370 Recognized Employment Expenses  
120.371 Income From Work/Study/Training Programs  
120.372 Earned Income From Self-Employment  
120.373 Earned Income From Roomer and Boarder  
120.375 Earned Income In Kind  
120.376 Payments from the Illinois Department of Children and Family Services  
  
120.379 Assessment of Assets  
120.380 Assets  
120.381 Exempt Assets  
120.382 Asset Disregard  
120.383 Deferral of Consideration of Assets  
120.384 Spend-down of Assets (MANG)  
120.385 Property Transfers for Applications Filed Prior to October 1, 1989  
120.386 Property Transfers Effective for Applications Filed on or After October 1, 1989  
120.390 Persons Who May Be Included in the Assistance Unit  
120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Under-Age-Eight-Born-October 1, 1983, or Later  
  
120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy  
120.393 Pregnant Women And Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project.  
120.395 Payment Levels for MANG  
120.399 Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1,



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1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979; peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment

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at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987;



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amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 17904, effective November 15, 1988; amended at 12 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 14814, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. 10101, effective June 24, 1991; amended at 15 Ill. Reg. 11973, effective August 12, 1991; amended at 15 Ill. Reg. 12747, effective August 16, 1991; amended at 15 Ill. Reg. 14105, effective September 11, 1991; amended at 15 Ill. Reg. 14240, effective September 23, 1991; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

## DEPARTMENT OF PUBLIC AID

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## SUBPART B: ASSISTANCE STANDARDS

- Section 120.11 Eligibility For Medical Assistance For Pregnant Women and Children Under-Age-Eight-Born-October-1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy
- a) Pregnant Women who do not qualify as Mandatory Categorically Needy
- 1) Eligibility for medical assistance exists for a pregnant woman of any age who does not qualify as mandatory categorically needy (Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n)):
- A) who meets the non-financial requirements of the program in Section 120.211; and
- B) whose-countable-assets-do-not-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.382)--and
- C) whose countable monthly income does not exceed the MANG(P) Income Standard (see Section 120.31).
- 2) The pregnant woman shall be eligible to receive medical assistance until sixty (60) days following the last day of pregnancy. The sixty (60) day medical coverage continues through the last day of the calendar month in which the sixty (60) days period ends. The sixty (60) days medical coverage period shall be provided for all pregnant women determined eligible for medical assistance under subsection (a)(1) above including pregnant women who are no longer pregnant at the time of application because the woman had a miscarriage or an abortion or signed an adoption agreement.
- 3) When a pregnant woman is determined eligible for medical assistance under (a)(1) above, income changes occurring after the eligibility determination are not considered through the 60 day postpartum period following the last day of pregnancy.
- 4) If-countable-assets-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.382)--after-the-



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Section 120.11

Eligibility For Medical Assistance For Pregnant Women and Children Under-Age-Eight-  
Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

MANG(P) income standard (see Section 120.31), whichever comes first.

- 3) When the Department becomes aware of the birth of a child(ren) to a woman determined eligible under subsection (a)(1) above, the child shall be deemed to have applied for medical assistance under subsection (b)(1) above, without written request. The child(ren) shall be eligible to receive medical assistance for the same period of time the mother is receiving medical assistance.
- 4) When the child's mother becomes ineligible for medical assistance under subsection (a) above, the infant retains eligibility for medical assistance until:
  - A) up to age one (1) year; or
  - B) up-to-age-eight-(8)-thru age nineteen (19) if an application is approved for medical assistance; or
  - C) countable-assets-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.382)-or
  - B)C) countable monthly income exceeds the MANG(P) income standard (see Section 120.31), whichever comes first; or
  - E)D) if an application is later approved for financial assistance, the child is ineligible for medical assistance under this subsection.
- 5) When a child is determined eligible for medical assistance under this subsection and there is a change in income which causes countable monthly income to exceed the MANG(P) income standard (see Section 120.31), the child is ineligible for medical assistance under this subsection. Countable income must then be compared to the

DEPARTMENT OF PUBLIC AID  
NOTICE OF PROPOSED AMENDMENTS

Section 120.11

Eligibility For Medical Assistance For Pregnant Women and Children Under-Age-Eight-  
Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

ease-is-determined-eligible-under-subsection-(a)(1)-above-the-pregnant-woman-is-ineligible-for-medical-assistance.

- b) Children under-age-eight-born October 1, 1983, or later, who do not qualify as Mandatory Categorically Needy
  - 1) Eligibility for medical assistance exists for children under-age-eight-(8)-born October 1, 1983, or later, who do not qualify as mandatory categorically needy (Social Security Act (U.S.C. 1902 (a)(10)(A)(i) and 1905 (n)):
  - A) who meet the non-financial requirements of the program in Section 120.211; and
  - B) whose-countable-assets-do-not-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.382)-and
  - C)B) whose countable monthly income exceeds the MANG(C) or MANG(AABD) income standards (Sections 120.20 and 120.30) but does not exceed the MANG(P) income standard (see Section 120.31).
- 2) Children under-age-eight-(8)-born October 1, 1983, or later, shall be eligible to receive medical assistance under subsection (b)(1) above:
  - A) only from the date of birth up-to-age-eight-(8)-thru age nineteen (19); or
  - B) up-to-age-eight-(8)-thru age nineteen (19) if an application is approved for medical assistance; or
  - C) until-countable-assets-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.382)-or
  - B)C) until countable monthly income exceeds the



## DEPARTMENT OF PUBLIC AID

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## Section 120.11

Eligibility For Medical Assistance For Pregnant Women and Children ~~Under-Age-Eight-~~ Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

MANG(C) or MANG(AABD) income standard (see Section 120.20, 120.30) to determine the spend-down amount, if any.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 120.31 MANG(P) Income Standard

a) MANG(P) is available to pregnant women and to children ~~under-age-eight-(8)-born~~ October 1, 1983, or later who do not qualify as mandatory categorically needy (Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n))) whose non-exempt countable income does not exceed the MANG(P) income standard. The MANG(P) income standard shall be 133% of the current Federal Poverty Level Income Guidelines, as published annually in the Federal Register, for children ~~under-age-six-(6)-thru~~ age five (5). The MANG(P) income standard shall be 100% of the current Federal Poverty Level Income Guidelines, as published annually in the Federal Register for children ~~ages-six-(6)-and-seven-(7)-born~~ October 1, 1983, or later who are ~~older than age five (5)~~. If the household's countable monthly income exceeds the MANG(P) standard, eligibility for MANG(P) does not exist.

b) MANG(P) is available for a pregnant woman, of any age, ~~who-meets-the-asset-standard-and-whose~~ countable monthly income for the household does not exceed the MANG(P) income standard. If the pregnant woman is married and her spouse lives with her or if she has dependent children ~~age-eight-(8)-or-older--born~~ before October 1, 1983, her pregnancy does not make her spouse and/or dependent children ~~age-eight-(8)-born~~ before October 1, 1983, or older eligible for MANG(P). The pregnant woman and her spouse's income are combined and compared to the MANG(P) standard for the number of persons in the family even though only the pregnant woman is eligible to receive MANG(P). An unborn child is counted as a family member.

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## Section 120.31 MANG(P) Income Standard (Cont'd)

- c) MANG(P) is available for children ~~up-te-age-eight-(8)-who-meet-the-MANG(P)-asset-standard-and-born~~ October 1, 1983, or later whose countable monthly income for the household does not exceed the MANG(P) income standard.
- d) When financial eligibility for MANG(P) is being determined for a child ~~under-age-eight-(8)-only~~ born October 1, 1983, or later the household's income is combined and compared to the MANG(P) income standard for the family size, including unborn children.
- e) When financial eligibility for MANG(P) is being determined for a pregnant woman who meets the requirements for MANG(P), income is considered in the following manner:
- 1) Income is considered for the month of application. When eligibility exists for the month of application, MANG(P) coverage is authorized beginning with the month of application. Income changes occurring after the month of application are not considered through the 60 day period following the last day of pregnancy.
  - 2) Income is considered for the month following the month of application when the pregnant woman is income ineligible for the month of application. If eligibility exists for the month following the month of application, MANG(P) coverage is authorized beginning with the month following the month of application. Income changes occurring after the month following the month of application are not considered through the 60 day period following the last day of pregnancy.
  - 3) When the case is income ineligible for the month of application and the month following the month of application, financial eligibility is determined under Sections 120.10 and 120.60.
  - 4) When determining income eligibility for a backdated month (up to three months before the month of application), the client is eligible for



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## Section 120.31

## MANG(P) Income Standard (Cont'd)

medical coverage beginning with the month income is at or below the MANG(P) Income Standard. Income changes occurring after the month of authorization are not considered through the 60 day period following the last day of pregnancy.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

## Section 120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy

The following subsections apply to all cases other than those receiving care in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Care Facilities, Department of Mental Health and Developmental Disabilities (DMHDD) Facilities, or DMHDD approved community based residential settings under 89 Ill. Adm. Code 140.643 or pregnant women and children under-age-eight-born October 1, 1983, or later who do not qualify as mandatory categorically needy.

- a) The eligibility period for MANG (AABD) and MANG(C) is one (1) month. The eligibility period shall begin with:
  - 1) the first day of the month of application; or
  - 2) the first day of any month prior to the month of application that the client meets non-financial eligibility requirements up to three months prior to the month of application, if the client so desires; or
  - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.
- b) The eligibility period for AMI is six (6) months. The eligibility period shall begin with:
  - 1) the first day of the month of application; or

## Section 120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

- 2) the first day of the month prior to the month of application, if the client meets non-financial eligibility requirements and if the client so desires; or
  - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.
- c) Eligibility Without Spend-down for MANG (AABD), MANG(C) and AMI
- 1) If the client's nonexempt income (Sections 120.220, 120.227, 120.325, and 120.342) available during the eligibility period is equal to or below the applicable MANG or AMI Standard (Sections 120.20 and 120.50), and non-exempt assets are not in excess of the applicable asset disregard (Sections 120.282 and 120.382) the client is eligible for Medical Assistance from the first day of the eligibility period. Covered services received during the entire eligibility period will be paid for by the Department.
  - 2) The client is responsible to report any changes that occur during the eligibility period which might affect eligibility for Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for Medical Assistance. If changes in income, assets or family composition occur which would make the client a spend-down case, a spend-down obligation will be determined and the subsections in (d) below will apply.
  - 3) For MANG(C) and MANG(AABD), a full redetermination of eligibility will be made every twelve (12) months. For AMI, clients wishing continued Medical Assistance after the six (6) month eligibility period must reapply for Medical Assistance.



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All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

Section 120.60

- d) Eligibility with Spend-down for MANG (AABD), MANG(C), and AMI
  - 1) If the client's nonexempt income available during the applicable eligibility period is greater than the applicable MANG or AMI Standard and/or non-exempt assets are over the applicable asset disregard, the client must meet the spend-down obligation determined for the eligibility period before becoming eligible to receive Medical Assistance. The spend-down obligation is the sum of the amount by which the client's non-exempt income exceeds the MANG or AMI Standard and the amount of non-exempt assets in excess of the applicable asset disregard.
  - 2) The client meets the spend-down obligation by incurring or paying for medical expenses in an amount equal to the spend-down obligation.
  - A) Medical expenses shall be applied to the spend-down obligation in chronological order.
  - B) Medical expenses incurred prior to the eligibility period may be considered for purposes of spend-down to the extent that the client makes payments on them during the eligibility period or to the extent the medical bills remain the responsibility of the client.
  - 3) After application for Medical Assistance, the client will be notified in writing of the spend-down obligation. The client will also be notified of the six-month enrollment period, the time in which no new application is necessary. When proof of incurred medical expenses equal to the spend-down obligation is provided to the local office, eligibility for Medical Assistance shall begin effective the first day that the spend-down obligation is met. Covered services

Section 120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

received from that date until the end of the eligibility period will be paid for by the Department. The client shall be responsible directly to the provider for payment for services provided prior to the time client meets the spend-down obligation.

A) If one bill for medical expenses incurred on a certain date is more than enough to equal the spend-down obligation, part of the bill will be used to meet the spend-down obligation and the Department will price the bill to determine the Department's liability, if any. The Department shall be liable only if the Department rate is greater than that part of the bill used to meet spend-down and only for the difference between those two amounts.

B) If more than one bill for medical expenses incurred on the same date would be enough to equal or exceed the spend-down obligation, medical expenses shall be applied to the spend-down obligation in the following order:

- i) Medicare and other health insurance premiums, deductibles or coinsurance charges;
  - ii) medical expenses for services recognized under State law but not included in the State plan;
  - iii) medical expenses for services included in the State plan. Once medical expenses are applied towards the spend-down obligation, the order of application shall not be changed.
- C) If a service is provided during the eligibility period but payment may be made by a third party, such as an insurance



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company, the medical expense will not be considered towards spend-down until the bill is adjudicated. When adjudicated, that part determined to be the responsibility of the client shall be considered as incurred on the date of service.

- 4) Prior to the end of the six-month enrollment period all clients, whether or not the spend-down obligation has been met, shall be notified in writing that enrollment will end on a certain date. The client will also be informed by this notice that if he or she wishes continued Medical Assistance, a reapplication must be filed. Upon reapplication, a new six-month enrollment period will be established (assuming non-financial factors of eligibility are met), and, if appropriate, a new spend-down obligation will be created. If the client files a reapplication prior to four (4) months after the end of the initial six-month enrollment period, the client will be sent through a special, abbreviated intake procedure making use of current case record materials to verify factors of eligibility not subject to change.

- 5) The client is responsible to report any changes that occur during the six-month enrollment period which might affect eligibility for Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for Medical Assistance.

- 6) If changes in income, assets or family composition occur, appropriate adjustments to the spend-down obligation and date of eligibility for Medical Assistance shall be made by the Department. The client will be notified in writing of the new spend-down obligation.

- A) If income decreases or assets fall below the applicable asset disregard and, as a result,

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## Section 120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Under-Age-Eight-Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

the client has already met the new spend-down obligation, eligibility for Medical Assistance shall be back-dated to the appropriate date.

- B) If income or assets increase, and, as a result, the client has not produced proof of incurred medical expenses equal to the new spend-down obligation, the written notification of the new spend-down amount will also inform the client that he or she will no longer receive a Medical Eligibility Card and eligibility for Medical Assistance will be interrupted until proof of medical expenses equal to the new spend-down obligation is produced.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 120.64

Pregnant Women and Children Under-Age-Eight-~~Years-Born~~ Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy

- a) The following subsections apply to MANG(P) clients:

The eligibility period for a MANG(P) client shall begin with:

- 1) the first day of the month of application, or;
- 2) the first day of any month prior to the month of application if the client so desires up to three months prior to the month of application, or;
- 3) the first day of the month after the month of application, or;
- 4) the first day of a month a pregnant woman and/or child under-age-eight-(8)-years-born October 1, 1983, or later meets the requirements of Sections 120.11 and 120.31.



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Section 120.64 Pregnant Women and Children Under-Age-Eight-  
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Not Qualify As Mandatory Categorically Needy  
(Cont'd)

- e) A redetermination of eligibility for MANG(P) will be made every twelve (12) months for children under-age-eight-(8)-born October 1, 1983, or later.
- f) The client is responsible to report any changes that occur during the eligibility period which might affect eligibility for MANG(P). If changes in income or family composition occur which would make the client ineligible for MANG(P), appropriate action shall be taken by the Department, including evaluation of eligibility for other programs or termination of eligibility for medical assistance. Income changes occurring after a pregnant woman is determined eligible for MANG(P) coverage are not considered through the 60 day post-partum period following the last day of pregnancy.
- g) MANG(P) clients shall be eligible without a spend-down obligation amount.
- h) A review of case eligibility for MANG(C) will be conducted for a pregnant woman and continued MANG(P) eligibility for the newborn child will be conducted during the second month of the sixty (60) day extended medical coverage period. If eligible, the case shall be transferred by the Department to the appropriate program without interruption in benefit eligibility. If ineligible, the Department shall notify the client in writing.
- i) A review of case eligibility for MANG(C) will be conducted when a child is seven-years-and-ten-(10)-months-old-determined-ineligible-for MANG(P). If the child is eligible for MANG(C), the case shall be transferred by the Department without interruption in benefit eligibility. If ineligible, written notification shall be provided to the client.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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Section 120.64 Pregnant Women and Children Under-Age-Eight-  
Years-Born October 1, 1983, or Later Who Do  
Not Qualify As Mandatory Categorically Needy  
(Cont'd)

- b) The pregnant woman shall be eligible to receive medical assistance until sixty (60) days following the last day of pregnancy. The sixty (60) day medical coverage continues through the last day of the calendar month in which the sixty (60) day period ends. The sixty (60) day medical coverage period shall be provided for all pregnant women determined eligible for medical assistance under Section 120.11(a)(1) above including pregnant women who are no longer pregnant at the time of application because the woman had a miscarriage or an abortion or signed an adoption agreement.
  - c) Children shall be eligible to receive medical assistance:
    - 1) ~~only from the date of birth of October 1, 1983, or later for up to age-one-(1)-year and including age nineteen (19); or~~
    - 2) ~~up to age-eight-(8)-and including age nineteen (19) if an application is approved for medical assistance; or~~
    - 3) ~~until-countable-assets-exceed-the-MANG(P)-asset-disregard-amount-(see-Section-120.31)-or~~
    - 4) ~~3) until countable monthly income exceeds the MANG(P) income standard (see Section 120.31), whichever comes first.~~
- AGENCY NOTE: A newborn child is automatically eligible to receive medical assistance for the same period of time the mother is receiving medical assistance. Eligibility for the newborn with automatic eligibility shall continue up to age one, without regard to income changes.
- d) Covered services received during the entire eligibility period will be paid by the Department (see 89 Ill. Adm. Code 140.3).



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## SUBPART H: MEDICAL ASSISTANCE - NO GRANT

## Section 120.382 Asset Disregard

In addition to the exempt assets listed in Section 120.381, the cash value of assets shall be disregarded as follows:

- a) MANG (AABD)
  - 1) \$2,000.00 for a client and \$3,000.00 for a client and one dependent residing together.
  - 2) \$50.00 for each additional dependent residing in the same household.
  - 3) Eligibility for MANG does not exist when non-exempt assets exceed the above disregard.

## b) MANG(C)

- 1) \$2,000.00 for a one person assistance unit and \$3,000.00 for a two-person assistance unit.
- 2) \$50.00 for each additional member of the assistance unit.

e) ~~MANG(P)-----\$5000-regardless-of-the-family-size~~d) ~~c) Qualified Medicare Beneficiary (QMB)~~

- 1) \$4,000 for a single person and \$6,000 for a person with one or more dependents.
- 2) Eligibility for QMB status does not exist when countable assets exceed the above disregard.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 120.390

Persons Who May Be Included In the Assistance Unit

## a) MANG(C)

- 1) The assistance unit must include at least one eligible child or only an adult(s) caretaker relative whose eligibility is based on a child who is otherwise eligible except the child receives SSI. No more than two of the following individuals may be included as adults:

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## Section 120.390 Persons Who May Be Included In the Assistance Unit (Cont'd)

- A) The caretaker relative;
- B) The parent of an eligible child;
- C) The needy relative other than the caretaker relative who provides at least one of the following services:
  - i) child care which enables the caretaker relative to work on a full-time (at least 100 hours per month) paid basis outside the home;
  - ii) care for an incapacitated family member in the home;
  - iii) child care that enables a caretaker relative to receive training full-time;
  - iv) child care that enables a caretaker relative to attend high school or General Educational Development (GED) classes full-time; or
  - v) child care for a period not to exceed two months that enables the caretaker relative to participate in a Project Chance (AFDC) work program such as Job Search.

- 2) The eligibility of a child in an Assistance unit depends on that child's lack of parental support or care. All eligible dependent children and stepchildren in a family unit shall be included in a single case, except in two-parent households where there are children of differing parentage, some of whom lack parental support or care because of the unemployment of a parent. In such a circumstance two separate assistance cases shall be established: one for both adults and children whose eligibility derives from their parent's unemployment and one for the remaining children. The provisions of this Section shall not affect the right of a child who is a parent to receive assistance in a separate case as a caretaker relative for his/her dependent child.



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Section 120.390 Persons Who May Be Included In the Assistance Unit (Cont'd)

## b) MANG(AABD)

The eligible person only shall be included in the assistance unit.

## c) MANG(P)

The assistance unit shall only include pregnant women and children under-age-eight-(8) born October 1, 1983, or later who meet the eligibility requirements of Section 120.11.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Under-Age-Eight-Born October 1, 1983, or Later

## a) Individuals Under Age 18

1) Medical assistance shall be provided to individuals under age eighteen (18) who do not qualify for AFDC under the definition of dependent child as defined in 89 Ill. Adm. Code 101.20 and 112.61 through 112.64. However, such individuals must meet the eligibility requirements and other provisions of 89 Ill. Adm. Code 112.10, 112.20, and 112.30 Subpart C.

2) If non-exempt countable income (see Sections 120.360 thru 120.375) is equal to or less than the appropriate MANG (AFDC) standard, (see Section 120.30) the individual is eligible for payment of his/her allowable medical care costs (see 89 Ill. Adm. Code 140.3).

3) Persons whose income exceeds the appropriate MANG (AFDC) standard are eligible for medical assistance each month incurred or paid medical care costs equal the amount of excess non-exempt income over the standard. When income exceeds the MANG (AFDC) standard, eligibility begins on the day in the month incurred or paid medical care costs equals excess monthly income.

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Section 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Under-Age-Eight-Born October 1, 1983, or Later (Cont'd)

Eligibility ends on the last day of the same month.

## b) Children Under-Age-Eight-Born October 1, 1983, or Later

Medical assistance shall be provided to children under-age-six-(6)-born October 1, 1983, or later who do not qualify as mandatory categorically needy (Social Security Act (42 U.S.C. 1902(a)(10)(A)(i) and 1905(n)) and meet the eligibility requirements of 89 Ill. Adm. Code 120.11, 120.31, 120.64.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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- 1) Heading of Part: Qualification of Drivers
- 2) Code Citation: 92 Ill. Adm. Code 391
- 3) Section Numbers: Proposed Action:  
391.2000 Amend
- 4) Statutory Authority: Implementing Sections 18b-100 et seq. and authorized by Sections 18b-102 and 18b-105 of the Illinois Motor Carrier Safety Law (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 18b-100 et seq.).

- 5) A complete description of the subjects and issues involved:  
By this Notice of Proposed Amendments, the Department proposes to update the date of incorporation by reference of 49 CFR 391 as of October 1, 1990 to include the federal rule adopted at 56 FR 40806, August 16, 1991.

The Department proposes to adopt the Federal Controlled Substance Testing requirements which include random and post-accident drug testing previously enjoined on January 6, 1989 by the Federal District Court in Northern California. On April 26, 1991, the Ninth Circuit Court of Appeals upheld the FHWA drug testing regulations in their entirety. On June 28, 1991, the District Court dissolved its injunction which authorizes FHWA to go ahead with implementation of random and post-accident drug testing.

The Department proposes to incorporate by reference Sections of 49 CFR 391 dealing with random and post-accident testing which were not previously incorporated because their implementation was enjoined.

By adopting this rulemaking, the Department's regulations will also incorporate changes made to Part 391 by US DOT in rulemaking Docket:

MC-116 [56 FR 40806 (August 16, 1991)]

Docket MC-116 notifies motor carriers subject to 49 CFR Part 391, Subpart H, that the injunction against the FHWA's drug testing program has been dissolved and that random and post-accident testing, previously deferred, must now be implemented. This rulemaking provides the random and

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post-accident implementation schedule in a revised Section 391.93. A new definition for "non-suspicion-based post accident testing" was added to Section 391.85.

The Department proposes to incorporate by reference in their entirety Sections 391.87(c)(2), 391.87(h)(2), 391.109, 391.111 and 391.113, the sections dealing with random and post-accident testing which had been deferred. These sections are currently deleted from or altered in the Department's regulations.

This proposed rulemaking corrects an error in Section 391.2000(c)(6)(A) by replacing "26,0001" with "26,001".

This proposed rulemaking corrects an error in the misspelling of the definition of "reportable accident" by replacing the word "occurrence" with the word "occurrence."

Finally, Sections 391.2000(c)(7), 391.2000(c)(9) and 391.2000(c)(11) through (13) were deleted and the remaining Sections were renumbered accordingly.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? No

- 8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.

- 9) Are there any other amendments pending on this Part? No

- 10) Statement of Statewide Policy Objectives: This Part does not affect units of local government.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

By U.S. Mail:



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Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to D.C.C.A.: October 29, 1991
- B) Types of small businesses affected: This Part applies to small businesses that operate vehicles subject to Sections 18b-100 et seq. of the Illinois Motor Carrier Safety Law (the Law) (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 18b-100 et seq.). This Part may impose an additional burden on a small business if a driver of a commercial vehicle is required to take a post-accident drug test because he was issued a citation as the result of a reportable accident for which he was at fault. A drug test averages approximately \$75.
- C) Reporting, bookkeeping or other procedures required for compliance: No new or additional reporting requirements are required for compliance with this Part.

- D) Types of professional skills necessary for compliance: No new or additional professional skills are required for compliance with this Part.

The full text of the Proposed Amendment begins on the next page:



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TITLE 92: TRANSPORTATION  
 CHAPTER I: DEPARTMENT OF TRANSPORTATION  
 SUBCHAPTER d: MOTOR CARRIER SAFETY REGULATIONS

PART 391  
 QUALIFICATION OF DRIVERS

Section 391.1000  
 391.2000 General  
 Incorporation by Reference of 49 CFR 391

AUTHORITY: Implementing Sections 18b-100 et seq. and authorized by Sections 18b-102 and 18b-105 of the Illinois Motor Carrier Safety Law (Ill. Rev. Stat. 1989, ch. 95 1-2, pars. 18b-100 et seq.).

SOURCE: Adopted at 14 Ill. Reg. 15560, effective September 10, 1990; amended at 15 Ill. Reg. 13189, effective August 21, 1991; amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 391.2000 Incorporation by Reference of 49 CFR 391

- a) The Department hereby incorporates 49 CFR 391 by reference, as that part of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR 390, 391, 392, 393, 395, 396, and 397) that was in effect on October 1, 1990; as amended at 56 FR 40806, August 16, 1991, subject only to the exceptions in subsection (c). No later amendments to or editions of 49 CFR 391 are incorporated.
- b) References to subchapters, parts, subparts, section or paragraphs shall be read to refer to the appropriate citation in 49 CFR 391.
- c) The following interpretations of, additions to and deletions from 49 CFR 391 shall apply for purposes of this Part.

- 1) Section 391.11(b)(1) does not apply to the operator of a commercial motor vehicle used in intrastate commerce.
- 2) Sections 391.41(b)(3) and (b)(10) do not apply to the operator of a commercial motor vehicle used in intrastate transportation, unless such driver has a record of accidents which would indicate a lack of ability to operate a vehicle in a safe manner, provided the operator, immediately prior to July 29, 1986, was

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eligible and licensed to operate a commercial motor vehicle; was engaged in operating such vehicle; became disqualified through the adoption of 49 CFR 391 on July 29, 1986, by reason of the application of sections 391.41(b)(3) or (b)(10) with respect to physical conditions existing at that time.

- 3) Section 391.43 is amended to add paragraph 391.43(f)(4) which reads as follows:  
If a medical examiner determines that the driver is qualified to drive only in intrastate transportation due to the application of the provisions of Section 391.2000(c)(2) above, the following shall appear on the medical examiner's certificate: "Qualified only for intrastate transportation in Illinois."

- 4) Section 391.69 is deleted and not incorporated.

- 5) Section 391.83(a) is modified to cause 49 CFR 391, Subpart H to apply to motor carriers and persons who operate a commercial motor vehicle, as defined in subsection (c)(6) in either interstate or intrastate commerce.

- 6) For the purposes of the application of 49 CFR 391, Subpart H, the definition of "Commercial Motor Vehicle" in Section 391.85 is not incorporated and the following definition is provided: "Commercial Motor Vehicle" means any vehicle operated in intrastate commerce for the transportation of property in any commercial enterprise, for-hire or not-for-hire, with a gross vehicle weight rating or gross combination weight rating of 26,001 pounds or more; or any self-propelled or towed vehicle used on public highways in interstate commerce to transport passengers or property when:

- A) The vehicle has a gross vehicle weight rating or gross combination weight rating or gross combination weight rating of 26,001 or more pounds; or
- B) The vehicle is designed to transport more than 15 passengers, including the driver; or



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- C) The vehicle is used in the transportation of hazardous materials in a quantity requiring placarding under the provisions of the Illinois Hazardous Materials Transportation Regulations (92 Ill. Adm. Code: Chapter I, Subchapter c).
- 77) Section 391.87(c)(2) is not incorporated and the following substituted therefor:  
 A motor carrier shall notify:  
 A driver of the results of a periodic or post-accident controlled substance test conducted under 49 CFR, Subpart H, provided the results were positive. The driver will also be advised of what drug was discovered.
- 78) Section 391.87(g) is not incorporated and the following substituted therefor:  
 A motor carrier shall produce upon demand and shall permit the Illinois Department of Transportation or Administrator of the US DOT to examine all records related to the administration and results of controlled substance testing performed under this Part.
- 9) Section 391.87(h)(2) is not incorporated and the following substituted therefor:  
 The summary shall include at a minimum:  
 The number of controlled substance tests administered in each category (fire, prequalification, periodic and reasonable cause);  
 The schedule established in Sections 391.93(b) and (c) for implementation of a controlled substance testing program is modified as follows:
- 810) A) The provisions of Section 391.93(b) apply only to motor carriers and operators of commercial motor vehicles engaged in interstate commerce.  
 B) The provisions of Section 391.93(c) apply only to motor carriers and operators of commercial vehicles engaged in interstate commerce.

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- C) Motor carriers subject to the provisions of Sections 391.93(b) and (c) shall include any driver who operates a commercial motor vehicle in interstate commerce in the carrier's controlled substance testing program not later than December 21, 1990. (49 CFR 391.93)
- D) Part 391, Subpart H shall apply to motor carriers and drivers who operate commercial motor vehicles only in interstate commerce effective December 21, 1990. (49 CFR 391.93)
- 11) Section 391.109 is deleted and not incorporated.
- 12) Section 391.111 is deleted and not incorporated.
- 13) Section 391.113(a) is not incorporated and the following substituted therefor: A motor carrier shall require a driver to be tested for the use of controlled substances as soon as possible after a reportable accident but in no case later than 32 hours after the accident when:
- A) There is any reasonable suspicion of drug usage;
- B) There is any reasonable cause to believe a driver has been operating a vehicle under the influence of drugs; or
- C) There is reasonable cause to believe the driver was at fault in the accident and that drug usage may have been a factor. (Section 391.85 of the FHGSR defines reasonable cause to mean that the motor carrier believes the actions or appearance or conduct of a commercial motor vehicle driver on duty are indicative of the use of a controlled substance.)
- 914) For the purposes of this Part, the term "Reportable Accident" means an occurrence involving a commercial motor vehicle resulting in:
- The death of a human being; or  
 Bodily injury to a person who, as a result of the injury, immediately receives medical treatment away from the scene of the accident; or



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The total damage to all property aggregating \$4,400 or more based upon actual costs or reliable estimates.

The term "reportable accident" does not include:

An occurrence involving only boarding and alighting from a stationary motor vehicle; or

An occurrence involving only the loading or unloading of cargo; or

An occurrence in the course of farm-to-market agricultural transportation (as defined in 92 Ill. Adm. Code 390.5) by the motor carrier; or

An occurrence in the course of the operation of a passenger car by a motor carrier and which is not transporting passengers for hire or hazardous materials of a type and quantity that requires the vehicle to be marked or placarded in accordance with 92 Ill. Adm. Code 177 (49 CFR 394.3, October 1, 1990).

(Source: Amended at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

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- 1) Heading of Part: Subacute Alcoholism and Substance Abuse Treatment Services
- 2) Code Citation: 77 Ill. Adm. Code 2090
- 3) Section Numbers:

2090.10	Adopted Action:
2090.20	Amended
2090.30	Amended
2090.40	Amended
2090.50	Amended
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6354-1.
- 5) The effective date of adopted amendments: November 1, 1991
- 6) Date filed in the agency's principal office: November 1, 1991
- 7) The date the Notice of Proposed Amendments was Published in the Illinois Register: July 5, 1991, 15 Ill. Reg. 9785.
- 8) JCAR has not issued a statement of objection to the amendments.
- 9) The following changes from First Notice have been made:

1. Added a definition for "under 21" consistent with the federal definition.
2. In Section 2090.40(c)(1), added a semicolon at the end of the third line, in order to help clarify modifiers in the sentence. Changed heading of 2090.40 to "Treatment Services."
3. In Section 2090.40(d)(1) & (2), the scope of detoxification reimbursable services was narrowed to be consistent with the parameters which HCFA has directed. At first notice the scope was expanded because it was determined that alcohol detoxification was in the State Plan. However, HCFA subsequently has indicated that the language was inadvertently left in the plan, but that they consider detox in a subacute residential setting to fall within the IMD exclusion, and not to be federally excluded.



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4. In Section 2090.50(a) changed the citation regarding "Section 2058.309 to the correct format.
5. In Section 2090.40(c)(1) added reference to the JCAHO organization and accreditation process.
6. In Section 2090.30, added (c) to clarify that certification is to be site specific, that sites providing 24 hours of service may be certified for residential rehabilitation services only, and services may be delivered off-site only upon necessary, not routinely. In (b) specified that "provisional license" applies to DPH licensure only.
7. In Section 2090.30(a)(1) & (2), eliminated the language which suggests that reimbursement can only be for a licensable "category" (services which may not be a specific licensed category, are reimbursable in some instances).
8. In Section 2090.40(d)(4), clarified that both staff members on duty must be professionals.
9. In Section 2090.50, changed the utilization review requirement such that DPH licensees must comply with JCAHO quality assurance standards rather than with 77 Ill. Adm. Code 2058.
10. Deleted 2090.50(d)(3) which refers to benefit limits which do not exist.
11. Changed reference to UR "committee" in 2090.50(e) to "process", and changed the quarterly report requirement to every six months.
10. Will this amended rule replace an emergency rule currently in effect? Yes.
11. Are there any other proposed amendments pending on this Part? No.

12. Summary and Purpose of Amendments:

Amendments to Part 2090 provide DASA with the process for reimbursement of federally reimbursable substance abuse treatment Medicaid costs which have been deleted from IDPA's budget for FY'92. The amendments then, combined with an interagency agreement between DASA and IDPA will allow DASA to

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reimburse providers for the eligible Medicaid services from its budget, in order to continue to provide such services and continue to access the federal match for such services. The amendments make Part 2090 consistent with current federal interpretation of its statutes in order to provide the maximum allowable federal match. The amendments also simplify certification requirements, making them consistent with DASA licensure requirements. Without the amendments, such services would discontinue for this segment of society which includes the poorest and those most susceptible to HIV infection (minorities, women and children).

13. Information and questions regarding these adopted amendments should be directed to:

Nancy J. Bennett, General Counsel  
Department of Alcoholism and Substance Abuse  
State of Illinois Center  
100 W. Randolph Street, Suite 5-600  
Chicago, IL 60601

The full text of the Adopted Amendments is as follows:



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TITLE 77: PUBLIC HEALTH  
CHAPTER X: DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE  
SUBCHAPTER 9: MEDICAID PROGRAM STANDARDS

## PART 2090

## SUBACUTE ALCOHOLISM AND SUBSTANCE ABUSE TREATMENT SERVICES

Section	Purpose
2090.10	Definitions
2090.20	Medicaid Enrollment Licensure
2090.30	Treatment Services Categories
2090.40	Utilization Review
2090.50	Recordkeeping
2090.60	Rate Setting
2090.70	Rate Appeals
2090.80	Application and Certification Process
2090.90	Recertification and Inspection
2090.100	Sanctions for Non-Compliance
2090.110	

AUTHORITY: Implementing and authorized by Section 4-101 of the Alcoholism and Other Drug Dependency Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6354-1).

SOURCE: Adopted at 11 Ill. Reg. 2236, effective January 14, 1987; emergency amendments at 12 Ill. Reg. 11273, effective June 30, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 20061, effective November 26, 1988; emergency amendment at 15 Ill. Reg. 10222, effective June 25, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 16662, effective November 1, 1991.

## Section 2090.10 Purpose

- The requirements set forth in this Part establish criteria for participation by subacute alcoholism and other drug abuse treatment programs in the Illinois Medical Assistance Program (89 Ill. Adm. Code 148-3 148.340).
- The Department of Alcoholism and Substance Abuse (the Department), acting on behalf of the Department of Public Aid, shall certify the eligibility of applicants for participation who meet these requirements.
- These requirements are in addition to licensure standards established in 77 Ill. Adm. Code 200 250, (Hospital Licensure Requirements) and 77 Ill. Adm. Code 2058 (Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs).

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and are for the purpose of assuring that Medicaid recipients shall receive quality services in accordance with 42 CFR 440 and 456.

- These requirements shall be used by the Department for certification, recertification, and periodic inspection of providers participating in the Medical Assistance Program.

- In addition to the duties of the Department above, the Department shall also allocate monies within its budget, which shall be for the purpose of reimbursement to certified providers for Medicaid eligible services, as described herein on behalf of the Illinois Department of Public Aid (IDPA). The Department shall, together with and by agreement with the IDPA, provide for such reimbursement out of such funds.

(Source: Amended at 15 Ill. Reg. 16662, effective November 1, 1991.

## Section 2090.20 Definitions

The following definitions shall apply to this Part:

"Clinical Supervision": The review of treatment cases and the use of other supervisory techniques for the purposes of assuring that a client's clinical needs are met.

"Department": the Illinois Department of Alcoholism and Substance Abuse.

"Follow-up": Routine scheduled or unscheduled provider contact with a former client that occurs after the client has been discharged, has been previously specified in the client's treatment and discharge plan, and occurs for a period of time and at least at specified intervals. Follow-up is for the purpose of offering the individual continuing assistance as necessary to maintain and improve upon the clinical goals achieved during treatment.

"Individualized Treatment Plan": The written plan which identifies the care and treatment to be provided to the client based upon documented assessment of his/her individual problems and needs as well as strengths and resources.

"Physician": A person who is licensed to practice medicine in all its branches under the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 1989, ch. 111, par. 4400-1 et seq.).

"Provider": Any public or private agency, organization, or institution, or unit of state or local government or other legal entity



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licensed to deliver alcoholism or other drug abuse services according to the requirements specified in Section 2090.30 and enrolled to provide treatment services under the Illinois Medical Assistance Program.

"psychiatrist": A person licensed to practice medicine in all its branches under the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, par. 4400-1 et seq.) and who meets the requirements of Section 1-121 of the Mental Health and Developmental Disabilities Code (Ill. Rev. Stat. 1989, ch. 91 1/2, par. 1-121).

"Qualified Alcoholism and Other Drug Treatment Professional": In the case of a licensee under the Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs rules, a person determined to be "professional staff" appropriate to deliver the clinical services provided, pursuant to the provider's "plan for professional services" as set forth in 77 Ill. Adm. Code 2058.306; in the case of a licensee under the Hospital Licensing Requirements rules, a person determined to be appropriate to deliver the clinical services provided, pursuant to by-laws, rules and regulations approved by the Hospital Governing Board under 77 Ill. Adm. Code 250, Subpart C regarding "medical staff" A and Section 250.2850 regarding "medical and professional staff." A person who has a minimum of 2000 hours of paid work experience in the field of alcoholism and/or other drug abuse under clinical supervision including at least 1500 documented hours of direct client service and at least 40 clock hours of formal training in the field of alcoholism and/or other drug abuse. The supervised and documented direct client service hours shall include the following alcoholism and/or other drug abuse client services and treatment activities: screening, assessment and evaluation; treatment planning; intervention; referral activities; client education; case management and consultation; direct clinical recordkeeping; and recovery support. Direct treatment activities shall include clinically supervised experience working with individuals, groups, and families. A qualified alcoholism and other drug treatment professional may also be a person registered as a psychologist pursuant to the Clinical Psychology Practice Act (P.A. 85-1305, effective January 17, 1989); a person registered as a social worker or certified social worker pursuant to the Clinical Social Work and Social Work Practice Act (P.A. 85-1045, effective January 17, 1989); or a person holding a masters or higher level degree in counseling which includes a clinical internship. In a detoxification service, a qualified treatment professional may also be a person licensed as a registered nurse pursuant to Section 3(k) of the Illinois Nursing Act of 1987 (Ill. Rev. Stat. 1987, ch. 111

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par. 3503(k)); a licensed practical nurse pursuant to Section 3(ii) of the Illinois Nursing Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, par. 3503(i)); or a person certified as an emergency medical technician pursuant to Section 4-12 of the Emergency Medical Services (EMS) Systems Act (Ill. Rev. Stat. 1987, ch. 111-1/2, par. 5504-12); who have completed at least 40 clock hours of formal training in the field of alcoholism or other drug abuse. Physicians are deemed to meet these requirements.

"Qualified Alcoholism and Other Drug Treatment Supervisor": A person who in addition to meeting the requirements for a qualified alcoholism and other drug treatment professional, has at least an additional 4,000 hours paid work experience in the field of alcoholism and/or other drug abuse and has at least 30 clock hours in formal training in the philosophy and techniques of supervision.

"Recommended by a Physician": The physician formulation of, approval of, or involvement in each client's treatment plan within 14 (calendar) days from the date of initial services. The physician shall establish a diagnosis which, to be reimbursed as a Medicaid service under this Section, must be a diagnosis of alcoholism and/or other drug abuse. Evidence of the physician's supervision must be documented by the physician's signed and dated approval of the treatment plan or signed and dated notation indicating concurrence with the plan of treatment in the client's record. The physician must provide a handwritten signature. The provider shall not use a signature stamp. This must reoccur whenever there is a significant change in the treatment plan (i.e. a change in service category, problem identification, or focus of treatment); or at least once within every 90 days, whichever comes first.

"Subacute": The level of care necessary to effectively treat an alcohol and/or other drug abuser's dependency on a chemical, without the more intensive measures designed to treat primary medical conditions in an acute care setting (e.g. inpatient hospitalization). Subacute care may be delivered in a facility licensed under the rules for Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs (77 Ill. Adm. Code 2058) or in a hospital, either of which, for purposes of Medicaid reimbursed alcoholism and/or other drug abuse services, requests to be certified according to Section 2090.90; for purposes of Medicaid reimbursed alcoholism and/or other drug abuse services, and meets requirements for certification.



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"Treatment Protocol": Written policies and procedures which describe the client services delivered by the provider. These policies and procedures must be approved and signed by a physician.

"Under age 21" means one who is admitted to treatment services prior to his/her 21st birthday up until he/she no longer requires services or reaches the age of 22, whichever comes first.

"Under the direction of a physician" means treatment services done under the direct supervision of a physician who is on staff and continuously directing the provision of care.

(Source: Amended at 15 Ill. Reg. 16662, effective November 1, 1991.

## Section 2090.30 Medicaid Enrollment/Licensure

a) Application for Medicaid enrollment for alcoholism and other drug abuse treatment service providers may be made by the providers who are:

1) Currently licensed by the Illinois Department of Public Health pursuant to 77 Ill. Adm. Code 200 for alcoholism treatment facilities, for any or all of the treatment service categories described in 77 Ill. Adm. Code 200-820, 200-821, 200-822, 200-824, 200-825, 200-826, and/or

12) Currently licensed by the Illinois Department of Alcoholism and Substance Abuse under the provisions of 77 Ill. Adm. Code 2058 for alcoholism and other drug abuse treatment services categories described in 77 Ill. Adm. Code 2058.369-376 and 2058.380-396.

23) Currently licensed by the Illinois Department of Public Health as a hospital pursuant to 77 Ill. Adm. Code 250 for the treatment services categories described in 77 Ill. Adm. Code 250.2830(b) and (c); or inpatient alcoholism-rehabilitation and alcoholism-outpatient services.

b) Providers who have applied for hospital licensure for the first time and hold a provisional license for a treatment services category are not eligible to apply for Medicaid enrollment for that those treatment services category.

c) Providers shall be certified by the Department as set forth herein and enroll for participation in the Illinois Medical Assistance Program as provided in 89 Ill. Adm. Code 140.11 148.340(d).

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d) Providers shall deliver only those treatment services for which they are licensed:

d) Certification is site-specific and services are to be provided on-site, unless there is documentation of need for off-site service as set forth in section 2090.40(a)(1) and (5). Sites providing 24 hours of services to clients and having more than 16 beds shall not be certified for Medicaid enrollment for other than residential rehabilitation services.

(Source: Amended at 15 Ill. Reg. 16662, effective November 1, 1991.

## Section 2090.40 Treatment Services Categories

a) Outpatient Services

1) The provision of face-to-face diagnostic and individual, group, or family treatment on a scheduled or unscheduled basis to an individual who in the clinical judgment of a qualified alcoholism and other drug treatment professional is experiencing a problem with alcohol or other drugs (e.g. family, social, financial, employment, educational, and/or legal). Services are delivered in a Medicaid enrolled licensed non-residential subacute setting. However, outpatient services may be provided in a recipient's place of residence or other off-site location when required because of illness, disability, or infirmity, or problems of accessing care at the certified site, as documented in the recipient's individualized treatment plan. This service is designed to reduce or eliminate an individual's intake of alcohol and/or other drugs.

2) Scope

Outpatient treatment services must be delivered in accordance with an individualized treatment plan recommended by a physician. Services shall include, but are not limited to assessment, diagnosis and subsequent individual, group, or family counseling, case coordination, aftercare, and follow-up.

3) Admission Criteria

To be admitted for outpatient treatment, an individual must be experiencing problems as a result of using alcohol or other drugs and, in the clinical judgment of a qualified treatment professional, must not be actively experiencing psychotic manifestations, or other severe mental or physical illness,



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period, no more than two of those client hours may be reimbursed for group treatment.

b) Intensive Outpatient Treatment

1) Definition

The provision of diagnostic services and individual or group treatment on a scheduled-only outpatient basis is in a licensed Medicaid enrolled subacute setting. This service is designed to reduce or eliminate, through a controlled milieu, an individual's intake of alcohol and/or other substances.

2) Scope

Intensive outpatient treatment services must be delivered in accordance with an individualized treatment plan recommended by a physician. Services shall include, but are not limited to assessment, evaluation, diagnosis, and subsequent individualized, group, or family counseling, education, case coordination, aftercare and follow-up. Intensive outpatient treatment is a structured program offered a minimum of four days or evenings per week and includes a minimum of 15 hours of treatment activities by professional staff per client per week, or in the case of adolescent intensive outpatient treatment, a minimum of 9 hours of treatment activities per client per week.

3) Admission Criteria

Individuals admitted to intensive outpatient treatment must, in the clinical judgment of a qualified alcoholism and other drug treatment professional, be experiencing problems related to their addictive or abusive use of alcohol and/or other drugs which requires a level of care exceeding that available in outpatient treatment. Individuals experiencing active psychotic manifestations, or other severe mental or physical illness which requires immediate acute medical or psychiatric care, should not be admitted to intensive outpatient treatment. In addition, the individual shall not be intoxicated, incapacitated due to the effects of alcohol or other drugs, or in withdrawal.

4) Staffing-Qualifications

At least one qualified alcoholism and other drug treatment professional must deliver at least 50% of direct client

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which require immediate acute medical or psychiatric care. In addition, the individual must not be intoxicated, incapacitated due to the effects of alcohol or other substances, or in withdrawal. An individual's physical and emotional condition must allow them to function in their usual non-residential setting.

4) Staffing Qualifications

A) Outpatient services must be delivered by qualified alcoholism and other drug treatment professionals.

B) Each qualified alcoholism and other drug treatment professional providing treatment services must receive a minimum of four (4) hours per month of direct clinical supervision delivered in no less than two sessions, by a qualified alcoholism and other drug treatment supervisor.

5) Reimbursement

Outpatient treatment services delivered to Aid to the Aged, Blind, and Disabled (AABD), Aid to Families with Dependent Children (AFDC), Medical Assistance, No Grant (WANG), Refugee Repatriate Program (RRP) recipients, Title XIX eligible Department of Children and Family Services (DCFS) wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid-reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 140.394 148.370). Medicaid claims are submitted to Illinois Department of Public Aid (IDPA), and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 140.396-148.396 148.340-148.370 for alcoholism and substance abuse treatment providers. The billable outpatient unit of service is a client hour defined as face-to-face counseling with a diagnosed client in an individual, group, or family setting. Reimbursement shall occur by a fee-for-service mechanism, using one client hour as the base unit of service, billable to the nearest quarter-hour. No more than two client hours shall be reimbursed for any client during a 24-hour period, except that the maximum number of hours may be extended by the provider to three during a 24 hour period on an individual basis when circumstances exist which limit accessibility to treatment services. These circumstances, such as significant travel distances, must be documented in the individualized treatment plan. In instances where the provider has extended the client hours beyond two per 24 hour



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treatment-services-during-each-treatment-session:--Additional services may be delivered by specialty staff; for example, vocational-counselors-or-activity-therapists:

## 45) Reimbursement

Intensive outpatient treatment services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFs wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 148-394 148.370). Medicaid claims are submitted to IDPA, and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 148-398-148-396 148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement shall occur by a fee-for-service mechanism, using one client session of a minimum of three hours as the base unit of service. No more than one client session shall be reimbursed per 24 hour period. Services for clients enrolled in intensive outpatient treatment shall not be reimbursed under the provisions for outpatient services.

## c) Residential Rehabilitation

## 1) Definition

The provision of diagnostic services and individual or group treatment on a scheduled-only residential basis in a licensed subacute setting Medicaid enrolled hospital subacute setting; or to individuals under age 21 in a psychiatric facility or an inpatient program in a psychiatric facility, either of which is accredited by the Joint Commission on Accreditation of Health Care Organizations (JCAHO), 875 North Michigan Avenue, Chicago, Illinois. This service is designed to reduce or eliminate, through a controlled milieu, an individual's intake of alcohol and/or other drugs.

## 2)

## Scope

Residential rehabilitation must be delivered in accordance with an individualized treatment plan recommended by a physician if in a hospital setting, and under the direction of a physician if in a psychiatric facility. Services must include, but are not limited to assessment, evaluation, diagnosis, and subsequent individual, group, or family counseling, education, case coordination, aftercare and

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follow-up. Residential rehabilitation is a structured residential program offered seven days per week and includes a minimum of 25 hours of treatment activities per client per week.

## 3) Admission Criteria

Individuals admitted to residential rehabilitation must, in the clinical judgment of a qualified alcoholism and other drug treatment professional, be experiencing problems related to their addictive or abusive use of alcohol and other drugs which requires a level of care exceeding that available in outpatient and intensive outpatient treatment. Individuals experiencing active psychotic manifestations, or other severe mental or physical illness which requires immediate acute medical or psychiatric care, should not be admitted to residential rehabilitation. In addition, the individual shall not be intoxicated, incapacitated due to the effects of alcohol or other drugs, or in withdrawal.

## 4) Staffing-Qualifications

At least one qualified alcoholism and other drug treatment professional must deliver at least 50% of direct client treatment-services-during-each-treatment-session:--Additional services may be delivered by specialty staff; for example, vocational-counselors-or-activity-therapists:

## 45) Reimbursement

Residential rehabilitation services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFs wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 148-394 148.370). Medicaid claims are submitted to IDPA, and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 148-398-148-396 148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement shall occur on a per diem basis. Services for clients enrolled in a residential rehabilitation program with over 16 beds shall not be reimbursed under the provisions for outpatient, intensive outpatient or detoxification services.

## d) Detoxification



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## 1) Definition

The provision of immediate physiological stabilization and diagnostic and short term treatment on a non-scheduled basis to an individual who is intoxicated or experiencing withdrawal from the ingestion of alcohol and/or other drugs, and whose physical and emotional condition does not require the intensity of an acute care setting, but does require intensive monitoring and observation. Detoxification is care provided in a short-term residential setting a Medicaid enrolled hospital subacute setting; or to individuals under age 21 by a Medicaid enrolled psychiatric facility or an inpatient program in a psychiatric facility, either of which is accredited by JCAHO, to an individual whose physical and emotional condition requires ongoing monitoring and observation, as well as more intensive assessment and treatment counseling, and is intended to lead to further treatment as necessary. This service is provided in a highly controlled and supportive residential subacute environment.

## 2) Scope

Detoxification services shall be provided in accordance with a treatment protocol approved and signed by a physician if in a hospital, and under the direction of a physician if in a psychiatric facility. Services shall include but are not limited to assessment, evaluation, diagnosis, determination of need for more specialized medical care, rest under close observation, individual counseling, case coordination and subsequent referral, room and board, meals, and supervision by staff.

## 3) Admission Criteria

To be admitted for detoxification, an individual must be intoxicated or incapacitated by alcohol and/or other drugs, and/or must be experiencing alcohol and/or other drug withdrawal. However, an individual must not be comatose and must not be actively experiencing psychotic manifestations or other severe mental or physical illness which requires immediate acute medical or psychiatric care.

## 4) Staffing Qualifications

At least two staff members, at least one of whom must be a who are qualified alcoholism and other drug treatment professionals, are to be on duty at all times.

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## 5) Reimbursement

Detoxification services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7 are Medicaid-reimbursable via prospective rates in effect as of the date of service (89 Ill. Adm. Code 140-394 148.370). Medicaid claims are submitted to IDPA and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 140-396---148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement for detoxification services shall occur on a per diem basis. However, admissions less than 12 hours in length shall be reimbursed at a per episode rate. No more than one client episode shall be reimbursed per 24 hour period.

## e) Ancillary Diagnostic Services

- 1) Ancillary diagnostic services are limited to psychiatric evaluations to determine whether the individual's primary condition is attributable to the effects of alcohol or drugs or to a diagnosed psychiatric or psychological disorder. Such an evaluation shall determine the individual's primary condition and recommend appropriate treatment services.
- 2) Psychiatric evaluations reimbursable through Medicaid are limited to a psychiatric evaluation/examination of a client and the exchange of information with the primary physician and other informants such as nurses, counseling staff, or family members and the preparation of a report including psychiatric history, mental status, and diagnosis. This service shall be performed by a psychiatrist.
- 3) Psychiatric evaluations may be delivered to individuals admitted to outpatient, residential rehabilitation, intensive outpatient, or detoxification services where the need for such services is documented in the client's individualized treatment plan. Documentation of all such services shall be maintained in the client record.
- 4) Ancillary diagnostic services delivered to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid-reimbursable on a per-encounter basis



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at the prevailing rate as established by IDPA pursuant to 89 Ill. Adm. Code 140.400.

(Source: Amended at 15 Ill. Reg. 16662, effective November 1, 1991

## Section 2090.50 Utilization Review

a) Each provider shall have written utilization review (UR) policies and procedures for the ongoing study of client care and treatment patterns. Providers licensed by the Department shall have procedures in compliance with the "quality assurance system" set forth in 77 Illinois Administrative Code 2058.309, incorporated herein by reference. Providers licensed by the Illinois Department of Public Health shall comply with standards for quality assessment and for utilization review as set forth by the Joint Commission on Accreditation of Health Care Organizations in its "Accreditation Manual for Hospitals," 1992. Such policies and procedures are for the purpose of determining the clinical appropriateness of client admission, lengths of stay, supportive services, and shall lead to reports every six months containing specific plans for corrective action and follow-through as required.

b) UR policies shall specifically establish criteria and norms for the clinical appropriateness of admission and readmission, length of stay, and discharge and aftercare planning. For individuals not admitted for treatment, policies shall establish criteria for referral to other appropriate services. Procedures shall set forth the process by which the provider assesses whether provider practice conforms to the established criteria and norms, identifies problems, and plans and follows through with corrective action.

c) Written criteria which meet the requirements of 77-III-Adm-Code 200-803; 77-III-Adm-Code 2058-309(f) and 2058-327(a); (b); (c); and (d):

cd) Readmission criteria shall be established and a process developed which shall include a review of all admission activities and a specific examination of prior treatment experiences. Providers shall document the precipitating problem(s) and the need for readmission, and shall specify appropriate services for each readmitted client.

de) Discharge Criteria

1) Discharge criteria shall be developed for the purpose of Medicaid billing which clearly state the conditions under which treatment is terminated, e.g. upon completion of the

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recipient's treatment plan or a client leaving against staff advice.

2) Discharge and aftercare planning is to be initiated as soon as the initial treatment plan is developed.

3) Policies and procedures shall be developed specifying how continuing clinical needs of clients will be met should available benefits be exhausted:

f) The provider's written policies shall include at least the following:

1) A delineation of the responsibilities and authority of those involved in utilization review activities, including members of the professional staff; the utilization review committee; provider administration; and, when applicable, any qualified outside organization contracted to perform review activities.

2) A conflict of interest policy applicable to anyone involved in utilization review activities to insure that a committee member does not review his or her own work.

3) A confidentiality policy applicable to all utilization review activities and to resultant findings and recommendations.

4) A description of the method(s) used to identify utilization related problems.

5) The procedures for conducting concurrent review, including developing necessary review forms.

6) A mechanism for reviewing discharge and aftercare planning.

g) At a minimum, the provider's UR procedures shall include the following steps:

1) Upon an individual's admission for treatment, notice of such admission shall be sent to the provider's UR committee:

2) The UR process committee shall select a systematic sample which includes at least fifteen percent of all Medicaid recipients admitted and/or discharged since the its last review meeting. The committee shall review shall include the adequacy and completeness of client records, the course of treatment in comparison with established norms and criteria, particularly for appropriateness of admission, length of stay,



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discharge planning, diagnosis, and compliance with Section 2090.40 (a)(2), (b)(2), (c)(2) and or (d)(2) as appropriate based upon the category or categories of services delivered.

3) If the admission is deemed inappropriate, the UR committee shall determine if the individual has been discharged and necessary referral procedures have been implemented.

A) If the client has been discharged, the UR committee shall inform the clinical director and/or the executive director of the reasons that the admission was inappropriate and shall maintain records of corrective action to prevent recurrence.

B) If the client has not been discharged, the UR committee shall notify the clinical director and/or the executive director who shall institute immediate corrective action. Records of the completion of such actions shall be maintained by the UR committee.

4) The provider shall maintain data documenting the total number of admissions and the number of sample cases drawn for review. For that sample, data shall be maintained documenting the number of admissions found to be clinically appropriate, the number of cases whose length of stay was in accordance with established norms, the number of admissions found to be clinically inappropriate, and the number of cases whose length of stay was beyond established norms.

h) The UR committee shall issue a report of their findings at least quarterly which contains an analysis of admissions of the previous quarter to determine that established policies and procedures have been followed and to identify utilization related problems. Such reports shall be issued to the provider's executive director and governing board and shall contain at a minimum:

1) An analysis of the adequacy and completeness of client records.

2) An analysis of the appropriateness and clinical necessity of admissions.

3) An analysis of the appropriateness of extended stays.

4) An analysis of whether discharge planning has been done in accordance with established policies.

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5) Specific analysis of delays in discharge.

6) An analysis of the scope of medicare reimbursed services.

7) Comments, findings, and recommendations based upon such findings.

f) Records shall be maintained of corrective actions taken by the executive director and/or the governing board pursuant to the quarterly 6 month reports. UR policies, procedures, and reports shall be reviewed and evaluated annually and revised as necessary.

g) Records of individual case reviews, quarterly 6 month reports and records of corrective action shall be made available for inspection by the Department.

(Source: Amended at 15 Ill. Reg. 16662, effective November 1, 1991.



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NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: Falconry and the Captive Propagation of Raptors

2) CODE CITATION: 17 Ill. Adm. Code 1590

3) SECTION NUMBERS: ADOPTED ACTION:

1590.70 Amendments  
1590.80 Amendments  
1590.100 Amendments  
1590.110 Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36) and Section 335 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1989, ch. 8, par. 335).

5) EFFECTIVE DATE OF AMENDMENTS: October 31, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: October 29, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: August 9, 1991, 15 Ill. Reg. 11359

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: In Section 1590.70(b)(2), "will" was changed to "must" in three places.

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: These amendments corrected typographical errors, added language to allow the purchase/sale of captive-bred raptors, and revised language regarding seasons for taking game by falconry methods.

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16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:



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## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER d: FORESTRY

## PART 1590

## FALCONRY AND THE CAPTIVE PROPAGATION OF RAPTORS

## Section

- 1590.10 Establishment of Rules and Regulations  
1590.20 Definitions for the Purpose of these Regulations  
1590.30 Provisions of Rules and Regulations (Repealed)  
1590.40 Violation of Rules (Repealed)  
1590.50 Permit and License Requirements  
1590.60 Examination and Application Procedures  
1590.70 Inspection of Facilities and Equipment  
1590.80 Falconry Permits - Class and Types  
1590.90 Capturing of Raptors - Regulations  
1590.100 Transferring, Temporary Care and Reporting Requirements  
1590.110 Hunting Seasons for Falconers  
1590.120 Special Provisions  
1590.130 Violation of Rules  
APPENDIX A Migratory Bird Acquisition and Disposition Report

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36) and Section 335 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1989, ch. 8, par. 335).

SOURCE: Amendment filed November 17, 1977; effective January 1, 1978; emergency amendment at 5 Ill. Reg. 9161, effective September 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 6207, effective May 14, 1982; amended at 10 Ill. Reg. 16627, effective September 24, 1986; amended at 11 Ill. Reg. 11350, effective June 9, 1987; amended at 12 Ill. Reg. 12807, effective July 26, 1988; amended at 13 Ill. Reg. 10567, effective June 16, 1989; amended at 14 Ill. Reg. 6088, effective April 17, 1990; amended at 15 Ill. Reg. 32, effective December 24, 1990; amended at 15 Ill. Reg. 16681, effective October 31, 1991.

## Section 1590.70 Inspection of Facilities and Equipment

- a) All applicants and falconry permit holders must provide suitable facilities for all raptors in possession.
- 1) All applicant facilities must be inspected and

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certified by a Department representative prior to issuance of a falconry permit. Permittees who move to a new residence within the State of Illinois prior to the permit's expiration must notify the Department in writing within 5 days and request inspection of any new facilities by a representative of the Department.

- 2) All falconry permit holders are subject to inspection of raptors, eggs, or parts thereof, facilities and equipment at any reasonable time.
- 3) Raptors shall be provided perches of acceptable design and be protected from excessive temperatures (heat and cold), wind, rain, or other inclement weather, from predators, and from undue disturbances.
- b) Facilities shall meet the following standards:
- 1) Indoor facilities (mews) shall be large enough to allow easy access for caring for the raptors. Raptors shall be tethered or separated by partitions and each bird shall be provided enough area to allow it to fully extend its wings. There shall be adequate perches, a secure door easily closed, and at least one window protected on the inside by vertical bars spaced narrower than the width of the bird's body. The floor shall be well drained and shall permit easy cleaning. An outdoor weathering area must be provided and may be attached to the indoor mew or separated from the building. The weathering area shall be fenced and covered with netting or wire or roofed, except for perches more than 6 1/2 feet high. The enclosed area shall be large enough to insure that birds flying from a perch cannot strike the fence.
- 2) An alternative facility will must be an outdoor facility big enough to allow easy access for caring for the raptors so they do not strike the fence when flying from the perches with an enclosure big enough to protect the bird(s) from adverse elements. The enclosure will must be provided with a suitable perch. This enclosure will must be inside the outdoor facility.
- 3) Equipment



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- A) Jesses - at least one pair of Alymeri jesses or similar type construction of pliable leather or suitable synthetic material for use when any raptor is flown free;
- B) Leashes and swivels - at least one flexible, weather-resistant leash and one strong swivel of acceptable falconry design;
- C) Bath container - a suitable container for each raptor two to six inches deep and wider than the length of the raptor.
- D) Outdoor perches - a weathering area perch of acceptable design for each raptor; and
- E) Weighing device - a reliable scale or balance suitable for weighing the raptors held and graduated to increments of not more than 1/2 ounce or 15 grams.

(Source: Amended at 15 Ill. Reg. 16681, effective October 31, 1991)

## Section 1590.80 Falconry Permits - Class and Types

- a) Apprentice Class. An apprentice class permittee shall be at least 14 years of age. New applicants must serve an apprenticeship under a general or master class permittee for at least two consecutive years and may possess only one raptor - either a red-tailed hawk, kestrel or red-shouldered hawk obtained from out of state or from another falconer. An apprentice is limited to one replacement raptor per year. Sponsors may not have more than three apprentices. An applicant may be exempted from this requirement if the applicant has proof of at least two years of licensed experience in the care of raptors and hunting and trapping techniques and approval is granted by the Department.
- b) General Class. After two years of licensed experience and upon written approval by the Department, apprentice class permittees who are at least 18 years of age shall become a general class permittee. A general class permittee shall possess no more than two raptors, and may not obtain more than one replacement raptor per year. A general class permittee shall not take, transport, or

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possess any species or subspecies listed as endangered or threatened by the U.S. Fish and Wildlife Service (50 CFR 17, effective September 14, 1989) (no incorporation in this Part includes later amendments or editions) and the Illinois Endangered Species Protection Board (17 Ill. Adm. Code 1010).

- c) Master Class. After five years experience at the general class level, a permittee shall become a master class permittee. A master class permittee shall possess no more than three raptors, and may not obtain more than two replacement raptors per year. A master class licensee shall not take, transport, or possess any species or subspecies listed as endangered by the U.S. Fish and Wildlife Service or the Illinois Endangered Species Protection Board. A master class licensee shall not take, transport, or possess as part of the three bird limit more than one raptor listed as threatened by the U.S. Fish and Wildlife Service and then only in accordance with prior written approval by the Department and the U.S. Fish and Wildlife Service (50 CFR 17, effective September 14, 1989). (No incorporation in this Part includes later amendments or additions). Only master class licenses may possess golden eagles under guidelines set forth by the U.S. Fish and Wildlife Service (50 CFR 22.24, effective December 29, 1983). (No incorporation in this Part includes later amendments or additions).

- 1) Bald eagles, ospreys, all owls except the great-horned owl, species or subspecies prohibited by Section 2.4 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2-4) and any species or subspecies considered endangered (or restricted due to a similarly-appearing status) by the U.S. Fish and Wildlife Service may not be used or possessed for falconry in Illinois. Use of threatened species shall be in compliance with federal regulations (50 CFR 17, effective September 14, 1989).

- 2) Any raptor listed as endangered or threatened by the Illinois Endangered Species Protection Board (17 Ill. Adm. Code 1010) and not by the U.S. Fish and Wildlife Service (50 CFR 17, effective September 14, 1989) may not be captured in Illinois for falconry purposes. This prohibition shall not prevent a licensee from legally obtaining a bird in another state or country and bringing that bird into







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permit number of the permit holder providing the temporary care. The written authorization shall be an original copy bearing the signature of the permittee and dated by the permittee as to when such temporary care will begin.

- 2) For care-periods exceeding thirty days, the Department shall be notified at least five days in advance in writing as to when the transfer will occur, the location where the raptor(s) will be, who will be caring for the raptor(s), approximately how long the raptors will be there, and the reason for temporary care.

- f) Nothing in this Section shall prohibit a falconry permittee from purchasing, selling, or bartering a captive-bred raptor from outside the State of Illinois provided that the purchase transaction is in accordance with federal regulations (50 CFR 21.28, effective September 14, 1989) (no incorporation in this Part includes later amendments or editions), this Part, and the laws of the jurisdiction from which the captive-bred raptor is obtained, purchased, sold, or bartered, the captive-bred raptor is of a species which may be legally held by the permittee (see Section 1590.80), and the captive-bred raptor was legally acquired by the person from whom it is being purchased as demonstrated by the U.S. Fish and Wildlife Service forms (see Section 1590.100(f)).

(Source: Amended at 15 Ill. Reg. 16681, effective October 31, 1991)

## Section 1590.110 Hunting Seasons for Falconers

- a) Falconers shall possess a valid hunting license, appropriate State and Federal stamps and abide by all wildlife code regulations. The extended season for the harvesting of the following game species by raptor shall be:

- 1) Pheasant Season: 1 October - 31 January
- 2) Bobwhite Quail Season: 1 October - 31 January
- 3) Hungarian Partridge Season: 1 October - 31 January
- 4) Rabbit Season: 1 October - 31 January

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- 5) Fox & Gray Squirrel Season: 1 August - 31 December
- 6) Raccoon, Opossum, Skunk, Gray and Red Fox Season: 1 November - 31 January

- b) The statewide seasons for harvesting the following game birds, game mammals, and fur-bearing mammals by falconry methods shall be:

- 1) Cock and Hen Pheasant, Bobwhite Quail, Hungarian (Gray) Partridge, Cottontail and Swamp Rabbits, Raccoon, Opossum, Skunk, Gray Fox, and Red Fox: 1 October - 31 March

- 2) Fox and Gray Squirrels: 1 August - 31 January

- b) The extended seasons for the harvesting of the following migratory species by falconry methods shall be in accordance with federal regulations (50 CFR 20.109, effective October 4, 1985) (no incorporation in this Part includes later amendments or editions): Common (Wilson's) Snipe, Rails (Sora and Virginia), Ducks, and Coot, Woodcock, Mourning Dove and Tree Toad.

(Source: Amended at 15 Ill. Reg. 16681, effective October 31, 1991)



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## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: White-Tailed Deer Hunting by Use of Bow and Arrow

2) CODE CITATION: 17 Ill. Adm. Code 670

3) SECTION NUMBERS: ADOPTED ACTION:

670.60

Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36).

5) EFFECTIVE DATE OF AMENDMENTS: October 31, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: October 29, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: July 12, 1991, 15 Ill. Reg. 10255

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION:

In Section 670.60(d), Clinton Lake, "will" was changed to "shall" in two places.

In Section 670.60(f), Rock Cut, language was changed to read "(1st Monday in November - 2nd Friday in December, closed Thanksgiving Day . . . ."

In Section 670.60(h), "will" was changed to "shall" in line four.

In Section 670.60(i), "will" was changed to "shall" in lines two and five.

In Section 670.60(j), "will" was changed to "shall" in line two.

In Section 670.60(k), "will" was changed to "shall" in line three.

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In Section 670.60(l), "will" was changed to "shall" in line three.

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: These amendments changed the season dates for the archery deer hunt at Rock Cut State park so that the season will start on a Monday and end on a Friday.

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:



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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 670

## WHITE-TAILED DEER HUNTING BY USE OF BOW AND ARROW

Section	
670.10	Statewide Open Seasons and Counties
670.20	Statewide Deer Permit Requirements
670.30	Statewide Legal Bow and Arrow
670.40	Statewide Deer Hunting Rules
670.50	Rejection of Application/Revocation of Permits
670.55	Reporting Harvest
670.60	Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36).

**SOURCE:** Adopted at 5 Ill. Reg. 8888, effective August 25, 1981; codified at 5 Ill. Reg. 10641; emergency amendment at 5 Ill. Reg. 11402, effective October 14, 1981, for a maximum of 150 days; emergency expired March 13, 1982; amended at 6 Ill. Reg. 10721, effective August 20, 1982; emergency amendment at 6 Ill. Reg. 15581, effective December 14, 1982, for a maximum of 150 days; emergency expired May 13, 1983; amended at 7 Ill. Reg. 10790, effective August 24, 1983; amended at 8 Ill. Reg. 19004, effective September 26, 1984; amended at 9 Ill. Reg. 14317, effective September 9, 1985; amended at 10 Ill. Reg. 16658, effective September 22, 1986; amended at 11 Ill. Reg. 2275, effective January 20, 1987; amended at 12 Ill. Reg. 12042, effective July 11, 1988; amended at 13 Ill. Reg. 12839, effective July 21, 1989; amended at 14 Ill. Reg. 14787, effective September 4, 1990; amended at 15 Ill. Reg. 19859, effective December 3, 1990; amended at 15 Ill. Reg. 10021, effective June 24, 1991; amended at 15 Ill. Reg. 16691, effective October 31, 1991.

## Section 670.60 Regulations at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510 (General Hunting and Trapping) apply in this Section, unless this Section is more restrictive.
- b) The subsections listed below are referred to by number in subsections 670.60(c) through (l). Some of the sites

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listed in subsections 670.60(c) through (l) have numbers in parentheses which explain the definitions in this Section which apply to that site.

- 1) Tree stands that are used for hunting deer must be legibly marked with the owner's name, address and telephone number when left unattended. These tree stands must comply with restrictions listed in Section 510.10(c)(3) and must be portable.
- 2) Only one tree stand is allowed per hunter.
- 3) Tree stands may be left unattended overnight only during the period from two weeks before through two weeks after the close of archery deer season.
- 4) Tree stands may be left unattended overnight only during the archery deer season.
- 5) Tree stands may be left unattended overnight only during the archery deer season. They may not be left overnight for more than four consecutive nights.
- 6) Tree stands may be left unattended overnight only on Saturday nights during archery deer season.

c) Statewide regulations as provided for in this Section shall apply except as noted in parentheses for the following sites:

## AMAX Leased Lands

## Cache River State Natural Area

## Campbell Pond Wildlife Management Area

Carlyle Lake - Carlyle Lake Wildlife Management Area and Corps of Engineers managed lands (except Carlyle Lake Wildlife Management Area in the Subimpoundment Area, hunting closed three days prior to and during the regular waterfowl season).

## Dog Island Wildlife Management Area

Kaskaskia River Fish and Wildlife Area (Doza Creek Waterfowl Management Area, a part of this site, closed to hunting three days prior to the regular



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duck season).

- \* Eldon Hazlet State Park (North of Allen's Branch and West of Peppenhorst Branch only (1) (2) (5))

Horseshoe Lake Conservation Area, Alexander County, north of Route 3 only

Kidd Lake State Natural Area ((1) (2) (5))

Lake Shelbyville - Kaskaskia and West Okaw Fish and Wildlife Areas

Lake Kinkaid Fish & Wildlife Area

Mississippi River Pools 16, 17, 18, 21, 22, 24

Mississippi River Pools 25 and 26 ((1) (3))

Panther Creek Conservation Area ((1) (4))

Pike County Conservation Area (No hunting after November 30 in Area A)

Rend Lake Project Lands and Waters

Rockhouse Creek (Monroe County) ((1) (3))

Sangamon County Conservation Area

Sanganois Conservation Area ((1) (4))

Shawnee National Forest, LaRue Scatters

Shawnee National Forest, Oakwood Bottoms

Ten Mile Creek Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose season only; windshield cards must be displayed on dashboard of vehicle; permits must be returned by February 15; (1) (3))

Union County Conservation Area - Firing Line Management Unit

Wildcat Hollow State Forest

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Witkowsky State Wildlife Area

- d) Statewide regulations as provided for in this Part shall apply except that all hunters must check in and check out and report deer harvested at the check station. Any other variations are given in parentheses for the following sites:

Argyle Lake State Park (season - October 15 - December 31)

Banner Marsh Fish and Wildlife Area (Season opens day after close of waterfowl season - December 31)

Big Bend Conservation Area

Big River State Forest

Castle Rock State Park (season - November 1 - December 31)

Clinton Lake (Inner Peninsula and Mascoutin Areas Only) (Hunters will apply to site for permit to hunt specific time period within statewide season; permits ~~will~~shall be allocated by drawing held at site; procedures for application and drawing ~~will~~shall be announced by news release; hunters must fill one site specific antlerless permit before being allowed to take an antlered deer)

Crawford County Conservation Area ((1) (3))

Fort de Chartres Historic Site ((1) (2) (5))

Franklin Creek State Park

Green River State Wildlife Area (Lee County Conservation Area) (closed during permit pheasant season)

Hamilton County Conservation Area ((1) (3))

Johnson Sauk Trail State Park (October 1 - the day before the upland game season and on Mondays and Tuesdays during the upland game season)

Jubilee College State Park (closed the 1st weekend - Saturday and Sunday - of October)



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- Mackinaw River State Fish and Wildlife Area
- Marseilles Fish and Wildlife Area (no hunting on Friday, Saturday, or Sunday in October; (1) (3))
- Marshall State Fish and Wildlife Area
- \* Randolph County Conservation Area ((1) (2) (5))
- \* Red Hills State Park ((1) (3))
- Rice Lake (season - the day after the close of the duck season - December 31)
- Saline County Conservation Area ((1) (3))
- \* Sam Parr Fish and Wildlife Area ((1) (3))
- Shabbona Lake State Park (Indian Road Wildlife Management Area)
- Silver Springs State Park (daily quota posted at site; quota filled on first-come, first-serve basis)
- Tapley Woods State Natural Area
- Turkey Bluffs Fish and Wildlife Area ((1) (2) (5))
- Washington County Conservation Area (closed until 3 p.m. Wednesday - Sunday during pheasant, quail and rabbit season; (1) (2) (5))
- Wayne Fitzgerald State Recreation Area (except closed Wednesday through Sunday during Controlled Pheasant hunting season, see 17 Ill. Adm. Code 530)
- Woodford County Conservation Area
- e) Statewide regulations as provided for in this Part shall apply for deer bow hunting except that hunters must check out and report their harvest; any reduced hunting season and/or daily hunting hours if required are given in parentheses for the following sites:
- Anderson Lake Conservation Area
- Beaver Dam State Park (hunting in designated area;

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- hunting dates October 29 - November 2 and November 5 - November 9; number of hunters limited to two during each 5-day period; public drawing held at site office)
- Ferne Clyffe State Park
- Ft. Massac State Park
- Giant City State Park
- Horseshoe Lake Public Hunting Area (opens with the close of the quota zone goose season through December 31)
- I-24 Wildlife Management Area
- Iroquois County Conservation Area (closed Wednesday through Sunday of the permit pheasant season and during the non-permit pheasant season, except that hunting is permitted according to statewide regulations in the 80 acres north and east of Hooper Branch Nature Preserve; (1) (2) (4))
- Mermet Conservation Area
- \* Mt. Vernon Game Farm (November 1 - December 31; only antlerless deer may be taken; hunters must sign in before hunting and sign out before leaving the site; (1) (3))
- Pere Marquette State Park (except in designated areas where hunting dates are from October 30 through November 3 and from November 6 through November 10; number of hunters limited to 15 during each 5 day period; public drawing held at Region IV Office; (1) (3))
- Pyramid State Park
- Siloam Springs State Park
- Trail of Tears State Forest
- Union County Conservation Area Public Hunting Area (October 1-15)
- Weinberg-King State Park



## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

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- f) Statewide regulations as provided for in this Part shall apply and in addition hunters must obtain site permits at the site office or through the mail prior to hunting and must report success immediately after taking deer with additional requirements given in parentheses at the following sites:

Des Plaines Conservation Area (closed during the site's pheasant hunting season, except open on Mondays and Tuesdays only)

Kankakee River State Park (Bow deer hunters hunting south of the Kankakee River are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches between the hours of 9:00 a.m. to 3:00 p.m. on those days when pheasant, quail and rabbit hunting is allowed; the area north of the Kankakee River is closed to all hunting after November 30)

Mississippi Palisades State Park (season November 1 - December 31)

Moraine View State Park (closed Wednesday through Sunday during permit pheasant season; (1) (2) (4))

Pekin Lake State Fish and Wildlife Area (no hunting south of Big Lick Creek)

Rock Cut State Park (1st Monday in November-5 - 2nd Friday in December-14, closed Thanksgiving Day; hours 1/2 hour before sunrise to 10:00 a.m.)

Sand Ridge State Forest ((1) (4))

Spring Lake Conservation Area

- g) Statewide regulations as provided for in this Part shall apply except that all hunters must check in and check out and report deer harvested at the check station. Any other variations are given in parentheses for the following site:

Sangchris Lake Fish and Wildlife Area (Hunting is prohibited within 200 yards of developed areas such as picnic and camping areas. The Peninsula and West Shoreline Areas will be open for hunting from

October 1 until the opening day of duck season and from the close of duck season through December 31; closed also during the Youth Hunt. The North Mainland and East Mainland Areas will be open from October 1 through December 31; closed during the Youth Hunt. Areas open for hunting will include: Peninsula Area (DOC and Commonwealth Edison-owned portions of the middle and east peninsulas; West Shoreline Area, North Mainland Area and East Mainland Area)

- h) Statewide regulations as provided for in this Part shall apply except that hunting will be permitted on Saturdays and Sundays only as announced by the Department of Conservation at the following site. Hunter quotas will be announced by public news release. The check station will open at 5:00 a.m. and all hunters must check in and exchange their hunting license for a back patch which must be worn at all times while in the field. All hunters must check out immediately after hunting. Parking is permitted at designated parking areas only; ((1) (6)).

## Site "M" Cass County

- i) Statewide regulations as provided for in this Part shall apply, except bow hunting will be allowed only during the area legal waterfowl season. Hunting hours are from one half hour before sunrise to 12 noon, hunters must check out by 1 p.m. A drawing will be held at check station 90 minutes before sunrise; hunters must deposit their hunting license at check station before proceeding to the hunting area; hunters must wear DOC issued back patch while hunting. Individuals who have purchased a statewide archery permit are eligible to receive a daily site antlerless only permit, subject to drawing procedures. Hunting is closed on Mondays and Tuesdays.

## Heidecke State Fish and Wildlife Area

- j) Statewide regulations as provided for in this Part shall apply, except bow hunting will be allowed only on Mondays and Tuesdays, beginning on the Monday prior to the opening of permit pheasant hunting season and closing on the Tuesday following the close of the permit pheasant hunting season in designated areas only. Daily quota filled on first-come, first-serve basis. Hunting hours



## DEPARTMENT OF CONSERVATION

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are from one-half hour before sunrise to 2:00 p.m. except on Christmas day when the area is closed to hunting. Hunters must check out by 3:00 p.m. Hunters must check in, check out, and report deer harvested at the main park entrance gatehouse.

## Chain O'Lakes State Park

- k) Hunters must obtain a free permit from the site office. The permit must be in possession while hunting; failure to report harvest by February 15 ~~will~~shall result in loss of hunting privileges at the site for the following year.

Clinton Lake State Recreation Area (except Mascoutin Area and Inner Peninsula (1) (2) (4))

## Eagle Creek State Park

Fox Ridge State Park ((1) (2) (4))

Hidden Springs State Forest ((1) (2) (4))

Lake Shelbyville Eagle Creek Wildlife Management Area

\* Ramsey Lake State Park

\* Sam Dale Lake Conservation Area

\* Stephen A. Forbes State Park

- l) Hunters must obtain free permit from site office; permit must be returned and harvest reported by February 15; failure to return permit ~~will~~shall result in loss of hunting privileges the next season.

Kickapoo State Park ((1) (2) (4))

Middlefork Fish and Wildlife Area ((1) (2) (4))

(Source: Amended at 15 Ill. Reg. 16691, effective October 31, 1991)

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Veterinary Medicine and Surgery Practice Act
- 2) Code Citation: 68 Ill. Adm. Code 1500
- 3) Section Numbers: Adopted Action:
  - 1500.25 Amendment
  - 1500.35 Amendment
  - 1500.45 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111, pars. 7006, 7015, 7016, 7025.11.
- 5) Effective Date of Amendments: October 30, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 28, 1991
- 9) Date Notice of Proposal Published in Illinois Register: June 14, 1991, at 15 Ill. Reg. 8635
- 10) Has ICAR issued a Statement of Objections to these amendments? No
- 11) Difference(s) between proposal and final version:

References to "his" were rewritten or changed to gender-neutral pronouns.

To clarify the meaning of "in Compendium," Section 1500.25(b)(2) was changed to read: CE credit may also be earned for completion of self assessment examinations in "Compendium for Practicing Veterinarians," sponsored by Veterinary Learning Systems, or by completing any other substantially equivalent method of self-study.

In addition, various changes in syntax were made.
- 12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes, the changes agreed upon by the Agency and ICAR have been made.
- 13) Will these Amendments replace an Emergency Amendment currently in effect? No
- 14) Are there any Amendments pending on this Part? No



## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

- 15) **Summary and Purpose of Amendments:** This rulemaking establishes prerenewal periods during which veterinarians must complete continuing education requirements to renew their licenses.

For the January 31, 1993, renewal, the Department shall accept continuing education completed from December 1, 1990, to December 31, 1992. Thereafter, the continuing education shall be completed during the prerenewal period, which is defined as the 24 months preceding January 1 in the year of renewal.

Language also was added to require proof of completion of the continuing education requirement before an expired license will be reinstated or restored.

New renewal language states that practicing after a license has expired shall be considered the unlicensed practice of veterinary medicine and subject to discipline defined in the Act.

- 16) **Information and questions regarding this amended part shall be directed to:**

Department of Professional Regulation  
Attention: Jean Courtney  
320 West Washington, 3rd Floor  
Springfield, Illinois 62786  
217/785-0800

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1500

## VETERINARY MEDICINE AND SURGERY PRACTICE ACT

## Section

- 1500.5 Approved Veterinary Medicine and Surgery Programs
- 1500.10 Application for Examination by Graduates of Approved Programs
- 1500.11 Application by Graduates of Unapproved Programs
- 1500.15 Temporary Permit
- 1500.20 Examination
- 1500.25 Continuing Education
- 1500.30 Endorsement
- 1500.35 Reinstatement/Restoration
- 1500.45 Renewals
- 1500.50 Standards of Professional Conduct
- 1500.55 Advertising
- 1500.60 Conduct of Hearings
- 1500.65 Annual Report of Board
- 1500.70 Granting Variances

**AUTHORITY:** Implementing the Veterinary Medicine and Surgery Practice Act of 1983 (Ill. Rev. Stat. 1989, ch. 111, par. 7001 et seq.) and authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 60(7)).

**SOURCE:** Rules and Regulations Promulgated for the Administration of the Illinois Veterinary Medicine and Surgery Practice Act, effective January 1, 1984; amended at 2 Ill. Reg. 23, p. 13, effective June 10, 1978; codified at 5 Ill. Reg. 11070; amended at 6 Ill. Reg. 2004, effective January 30, 1983; Part Repealed, New Part Adopted at 9 Ill. Reg. 16327, effective October 10, 1985; amended at 11 Ill. Reg. 20966, effective December 9, 1987; transferred from Chapter I, 68 Ill. Adm. Code 500 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1500 (Department of Professional Regulation) pursuant to P.A. 85-225 effective January 1, 1988, at 12 Ill. Reg. 2982; amended at 13 Ill. Reg. 3826, effective March 10, 1989; amended at 15 Ill. Reg. 16702, effective October 30, 1991.

## Section 1500.25 Continuing Education

## a) Continuing Education Hours Requirements

- 1) Each person who applies for renewal of his license as a veterinarian is required to complete 20 hours of continuing education relevant to the practice of veterinary medicine and surgery during the prerenewal period.



## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

- 2) A prerenewal period is the 24 months preceding ~~December 1~~ January 1 in the year ~~prior to~~ of the renewal. For the January 31, 1993, renewal, the Department shall accept continuing education credit for those courses completed during the period of December 1, 1990, to December 31, 1992. Thereafter, continuing education shall be completed during the prerenewal period.
- 3) A renewal applicant is not required to comply with Continuing Education (CE) requirements for the first renewal.
- b) Approved CE Programs
  - 1) CE credit may be earned for verified attendance at or participation in any program given by one of the following ~~sponsors~~:
    - A) An approved veterinary program, as provided in Section 1500.5;
    - B) The American Veterinary Medical Association or any of its constituent organizations;
    - C) The Illinois State Veterinary Medical Association or any other state or provincial veterinary medical association;
    - D) The American Animal Hospital Association; ~~and~~
    - E) Programs provided by, or appropriate for veterinary specialty organizations, ~~and~~
    - F) Any other program that the Department determines to be substantially equivalent to the programs listed above.
  - 2) CE credit may also be earned for completion of self assessment examinations in "Compendium for Practicing Veterinarians," sponsored by Veterinary Learning Systems, or ~~in~~ by completing any other substantially equivalent method of self-study.
  - 3) Continuing education credit hours used to satisfy the CE requirements of another state may be applied to fulfillment of the CE requirements of the State of Illinois.
- c) Attendance records to be kept by Sponsor
  - 1) It shall be the responsibility of a sponsor to keep accurate attendance records.
  - 2) The sponsor shall maintain these records for not less than 5 years.
- d) Certification of Compliance with CE Requirements

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Each renewal applicant shall certify, on ~~his~~ the renewal application, ~~to~~ full compliance with the CE requirements set forth in subsection (a), above.
- 2) The Department may require additional evidence demonstrating compliance with the CE requirements. It is the responsibility of each renewal applicant to retain or otherwise produce evidence of such compliance.
- e) Waiver of CE Requirements
  - 1) Any renewal applicant seeking renewal of ~~his~~ a license or certificate without having fully complied with these CE requirements shall file with the Department a renewal application, a statement setting forth the facts concerning ~~such~~ noncompliance, a request for waiver of the CE requirements on the basis of such facts and, if desired, a request for an interview before the Committee. If the Department finds from ~~such~~ the interview that the applicant has been diligent in making up the statement or any other evidence submitted, that good cause has been shown for granting a waiver of the CE requirements, or any part thereof, the Department shall waive enforcement of ~~such~~ CE requirements for the renewal period for which the applicant has applied. At that time, the renewal applicant will be requested to submit the required renewal fee.
  - 2) Good cause shall be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prerenewal period because of:
    - A) full-time service in the armed forces of the United States of America during a substantial part of ~~such~~ the prerenewal period;
    - B) an incapacitating illness; or
    - C) undue hardship.
  - 3) If an interview is requested at the time the request for ~~such~~ a waiver is filed with the Department, the renewal applicant shall be given at least 20 days written notice of the date, time and place of ~~such~~ the interview by certified mail, return receipt requested.

(Source: Amended at 15 Ill. Reg. 16702, effective October 30, 1991)

## Section 1500.35 Reinstatement/Restoration

- a) A licensee seeking reinstatement of ~~his~~ a license which has been expired for less than 5 years shall have ~~his~~ the license reinstated upon payment of \$10 plus all lapsed renewal fees as specified in Section 14 of the Act and proof of completion of the continuing education requirements for a single renewal



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## NOTICE OF ADOPTED AMENDMENTS

period. However, a licensee seeking reinstatement of ~~his~~ a license within 2 years after termination of military service as provided in Section 15 of the Act shall, upon submission of an affidavit attesting to such service, be excused from the payment of any fees.

- b) A licensee seeking restoration of ~~his~~ a license which has been expired for more than 5 years shall file an application, on forms supplied by the Department, together with the fee specified in Section 14 of the Act. The licensee shall also submit either:

- 1) Sworn evidence of active practice in another jurisdiction. ~~Such~~ This evidence shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the licensee was authorized to practice during the term of ~~said~~ active practice; ~~or~~
- 2) An affidavit attesting to military service as provided in Section 15 of the Act; or
- 3) Evidence of other experience within the profession, other than active practice (such as research, teaching, or publishing) during the time which his/her license was expired, and proof of completion of the continuing education requirements for a single renewal period.

- d) A licensee seeking restoration of ~~his~~ a license which has been on inactive status shall file an application, on forms provided by the Department, together with proof of completion of the continuing education requirements for a single renewal period and the current renewal fee.

- d) When the accuracy of any submitted documentation, or the relevance or sufficiency of the course work or experience is reasonably questioned by the Department because of a lack of information, discrepancies or conflicts in information given, ~~information needing further or a need for clarification and/or missing information~~, the licensee will be requested to:

- 1) provide such information as may be necessary; and/or
- 2) explain such relevance or sufficiency during an oral interview; or
- 3) appear before the Board for an oral interview designed to determine the individual's current competence to practice veterinary medicine and surgery.

(Source: Amended at 15 Ill. Reg. 16702, effective October 30, 1991)

## Section 1500.45 Renewals

- a) Every license as a veterinarian issued under the Act shall expire on

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS

January 31 of each odd numbered year. The holder of a license may renew such license or certificate during the month preceding the expiration date ~~thereof~~ by paying the required fee and completion of the continuing education requirements set forth in Section 1500.25.

- b) It is the responsibility of each registrant to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee.

- c) Practicing after a license has expired shall be considered the unlicensed practice of veterinary medicine and subject to discipline pursuant to Section 25 of the Act.

(Source: Amended at 15 Ill. Reg. 16702, effective October 30, 1991)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Number: Adopted Action:  
113.306 Repealed
- 4) Statutory Authority: Sections 4-12, 12-8 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 4-12, 12-8 and 12-13)
- 5) Effective Date of Adopted Amendment: November 1, 1991
- 6) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒
- 7) Does this Adopted Amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: November 1, 1991
- 9) Notices of Proposal Published in Illinois Register:  
July 26, 1991 (15 Ill. Reg. 10889)
- 10) Has JCAR issued a Statement of Objections to this Adopted Amendment? Yes
- A) Statement of Objection: Nov. 8, 1991 (15 Ill. Reg. 16521)
- B) Agency Response: November 15, 1991 (15 Ill. Reg. 16803)
- C) Date Agency Response Submitted for Approval to JCAR:  
October 31, 1991
- 11) Differences between proposal and final version: No changes were made to this rulemaking.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this Adopted Amendment replace an Emergency Amendment currently in effect? No

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

## 14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
113.40	Amendment	October 18, 1991 (15 Ill. Reg. 14994)
113.50	Amendment	October 18, 1991 (15 Ill. Reg. 14994)
113.302	Repealed	October 18, 1991 (15 Ill. Reg. 14994)
113.400	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.405	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.410	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.415	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.420	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.425	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.430	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.435	New Section	October 18, 1991 (15 Ill. Reg. 14994)
113.440	Renumbered Amendment	October 18, 1991 (15 Ill. Reg. 14994)
113.445	New Section	October 18, 1991 (15 Ill. Reg. 14994)

- 15) Summary and Purpose of Adopted Amendment: The Department is eliminating payment for stoves, refrigerators and furniture to clients under the AABD program, the Emergency Assistance Program and the Hardship Program. This change is being made in an effort to curtail expenditures under these programs.



DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: David E. Peterson, Deputy General Counsel  
Office of the General Counsel

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 113  
AID TO THE AGED, BLIND OR DISABLED

SUBPART A: GENERAL PROVISIONS

Section  
113.1 Description of the Assistance Program  
113.5 Incorporation By Reference

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section  
113.9 Client Cooperation  
113.10 Citizenship  
113.20 Residence  
113.30 Age  
113.40 Blind  
113.50 Disabled  
113.60 Living Arrangement  
113.70 Institutional Status  
113.80 Social Security Number

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section  
113.100 Unearned Income  
113.101 Budgeting Unearned Income of Applicants Receiving  
113.102 Income On Date of Application And/Or Date of Decision  
113.103 Initial Receipt of Unearned Income  
113.104 Termination of Unearned Income  
113.105 Unearned Income In-Kind  
113.106 Earmarked Income  
113.107 Lump Sum Payments and Income Tax Refunds  
113.108 Protected Income  
113.109 Earned Income  
113.110 Budgeting Earned Income  
113.111 Protected Income  
113.112 Earned Income  
113.113 Budgeting Earned Income of Applicants Receiving  
113.114 Income On Date of Application And/Or Date of Decision  
113.115 Initial Employment  
113.116 Budgeting Earned Income For Contractual Employees

Unearned Income  
Budgeting Unearned Income of Applicants Receiving  
Income On Date of Application And/Or Date of Decision  
Initial Receipt of Unearned Income  
Termination of Unearned Income  
Unearned Income In-Kind  
Earmarked Income  
Lump Sum Payments and Income Tax Refunds  
Protected Income  
Earned Income  
Budgeting Earned Income  
Protected Income  
Earned Income  
Budgeting Earned Income of Applicants Receiving  
Income On Date of Application And/Or Date of Decision  
Initial Employment  
Budgeting Earned Income For Contractual Employees



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## NOTICE OF ADOPTED AMENDMENT

Section 113.117	Budgeting Earned Income For Non-contractual School Employees
113.118	Termination of Employment
113.120	Exempt Earned Income
113.125	Recognized Employment Expenses
113.130	Income From Work/Study/Training Programs
113.131	Earned Income From Self-Employment
113.132	Earned Income From Roomer and Boarder
113.133	Earned Income From Rental Property
113.134	Earned Income In-Kind
113.139	Payments from the Illinois Department of Children and Family Services
113.140	Assets
113.141	Exempt Assets
113.142	Asset Disregard
113.143	Deferral of Consideration of Assets
113.154	Property Transfers For Applications Filed Prior To October 1, 1989
113.155	Property Transfers For Applications Filed On Or After October 1, 1989
113.156	Court Ordered Child Support Payments of Parent/Step-Parent
113.157	Sponsors of Aliens
113.160	Assignment of Medical Support Rights

## SUBPART D: PAYMENT AMOUNTS

Section 113.245	Payment Levels for AABD
113.246	Personal Allowance
113.247	Personal Allowance Amounts
113.248	Shelter
113.249	Utilities and Heating Fuel
113.250	Laundry
113.251	Telephone
113.252	Transportation, Lunches, Special Fees
113.253	Allowances for Increase in SSI Benefits
113.254	Nursing Care or Personal Care in Home Not Subject to Licensing
113.255	Sheltered Care in a Licensed Group Care Facility
113.256	Shopping Allowance
113.257	Special Allowances for Blind and Partially Sighted (Blind Only)
113.258	Home Delivered Meals
113.259	AABD Fuel and Utility Allowances By Area
113.260	Sheltered Care Rates

## DEPARTMENT OF PUBLIC AID

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Section 113.261	Cases in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Facilities, DMHDD Facilities and All Other Licensed Medical Facilities
Section 113.300	Persons Who May Be Included In the Assistance Unit
113.301	Grandfathered Cases
113.302	Interim Assistance (Repealed)
113.303	Special Needs Authorizations
113.304	Retrospective Budgeting
113.305	Budgeting Schedule
113.306	Purchase and Repair of Household Furniture (Repealed)
113.307	Property Repairs and Maintenance
113.308	Excess Shelter Allowance
113.320	Redetermination of Eligibility
113.500	Attorney's Fees for SSI Appellants

**AUTHORITY:** Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq. and 12-13)

**SOURCE:** Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of



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## NOTICE OF ADOPTED AMENDMENT

150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective September 2, 1980; amended at 5 Ill. Reg. 766, effective January 27, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective June 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective July 1, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30, 1990; amended at 15 Ill. Reg. 277, effective January 1, 1991;



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

emergency amendment at 15 Ill. Reg. 1111, effective January 10, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5698, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. 11142, effective July 22, 1991; amended at 15 Ill. Reg. 11948, effective August 12, 1991; amended at 15 Ill. Reg. 14073, effective September 11, 1991; emergency amendment at 15 Ill. Reg. 15119, effective October 7, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 16709, effective November 1, 1991.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART E: OTHER PROVISIONS

## Section 113.306 Purchase and Repair of Household Furniture (Repealed)

- a) 1) Payment for the purchase of household furniture and equipment will be authorized when the item is essential, or the existing item cannot be repaired or is not worth the cost of repair (i.e., an item is determined "unrepairable or not worth the cost of repair" by a person who is an expert in that field of repair finding that the item is unrepairable or not worth the cost of repair).

- 2) Payment for the repair of household furniture and equipment will be authorized when the existing item is repairable and the cost of such repairs is less than the replacement costs (i.e., an item is determined to be "repairable" by a person who is an expert in that field of repair finding that the item is repairable).

- b) The household furnishings and equipment considered essential items are:

- 1) Stove
- 2) Refrigerator
- 3) Kitchen Tables

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

## Section 113.306 Purchase and Repair of Household Furniture (Repealed) (Cont'd)

- 4) Kitchen Chairs
- 5) Beds

(Source: Repealed at 15 Ill. Reg. 16709, effective November 1, 1991)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: CRISIS ASSISTANCE
- 2) Code Citation: 89 Ill. Adm. Code 116
- 3) Section Numbers: Adopted Action:  
     116.510                      Amendment  
     116.520                      Amendment
- 4) Statutory Authority: Sections 4-12, 12-8 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 4-12, 12-8 and 12-13)
- 5) Effective Date of Adopted Amendments: November 1, 1991
- 6) Does this rulemaking contain an automatic repeal date?  
     Yes    No   X
- 7) Do these amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: November 1, 1991
- 9) Notices of Proposal Published in Illinois Register: July 26, 1991 (15 Ill. Reg. 10897)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? Yes  
     A) Statement of Objection: Nov. 8, 1991 (15 Ill. Reg. 16522)  
     B) Agency Response: November 15, 1991 (15 Ill. Reg. 16805)  
     C) Date Agency Response Submitted for Approval to JCAR: October 31, 1991
- 11) Differences between proposal and final version: No changes were made to this rulemaking.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Adopted Amendments replace Emergency Amendments currently in effect? No
- 14) Are there any Amendments pending on this Part? No

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

15) Summary and Purpose of Adopted Amendments: The Department is eliminating payment for stoves, refrigerators and furniture to clients under the AABD program, the Emergency Assistance Program, and the Hardship program. This change is being made in an effort to curtail expenditures under these programs.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: David E. Peterson, Deputy General Counsel  
Office of the General Counsel

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendments begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 116  
CRISIS ASSISTANCE

## Section

116.10 Incorporation By Reference  
116.400 Crisis Assistance Programs  
116.500 Special Assistance Program  
116.510 Emergency Assistance Program  
116.520 Hardship Program

AUTHORITY: Implementing Articles III, IV and VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq. and 12-13)

SOURCE: Filed and effective December 30, 1977; amended at 4 Ill. Reg. 13, p. 1287, effective March 17, 1980; amended at 5 Ill. Reg. 12722, effective October 28, 1981; codified at 7 Ill. Reg. 5195; emergency amendment at 9 Ill. Reg. 18154, effective November 15, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 11027, effective June 11, 1986; amended at 11 Ill. Reg. 6487 effective March 17, 1987; amended at 12 Ill. Reg. 14207, effective August 30, 1988; amended at 13 Ill. Reg. 3847, effective March 10, 1989; amended at 14 Ill. Reg. 16970, effective September 30, 1990; amended at 15 Ill. Reg. 16719, effective November 1, 1991.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 116.510 Emergency Assistance Program

Emergency Assistance may be provided in the following situations:

## a) Lost or Stolen Cash

When as a result of lost or stolen cash, a family is deprived of food or essential clothing, the following amounts may be authorized:

- 1) Food, in amounts as specified in Section 116.500(c) and not to exceed the amount of cash which was lost or stolen.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.510 Emergency Assistance Program (Cont'd)

- 2) Essential clothing, as defined and in amounts as specified in Section 116.500(b) and (c) and not to exceed the amount of cash which was lost or stolen.

## b) Court Ordered Eviction Due to Non-Payment of Rent

When a family is deprived of shelter or threatened with immediate deprivation of shelter due to court order requiring eviction due to non-payment of rent, payment for rent shall, if all eligibility criteria for the Emergency Assistance Program are met, be authorized in an amount not to exceed the following maximums:

## Counties Rent

Group I Counties \$142.00

Group II Counties \$123.00

Group III Counties \$ 87.00

(See 89 Ill. Adm. Code 113.258 for County Groupings)

## c) Emergency Shelter

The Department shall reimburse private and public social service agencies with whom the Department has written agreements for emergency shelter and food provided to recipients. Reimbursement shall be made in amounts and in accordance with those agreements.

## d) Stoves and/or Refrigerators

- 1) The Department will pay for the purchase or repair of a stove and/or a refrigerator when the family has an existing non-functional appliance or is moving into a residence where one is not provided. Payment shall be authorized in an amount not to exceed the following maximums:

Stove \$-90

Refrigerator \$150



## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.510 Emergency Assistance Program (Cont'd)

## Section 116.520 Hardship Program

- 2) Payment for the purchase or repair of a stove and/or refrigerator shall not be made in the following circumstances:
- A) the family lives in a dwelling owned by a Public Housing Authority (the Housing Authority is required to provide stoves and refrigerators);
  - B) a lease, co-tenant, landlord/tenant agreement, or other document exists that obligates the landlord to provide the appliance;
  - C) a verification is requested and it is not provided;
  - D) need does not exist;
  - E) the family lives in an arrangement that is not temporary with other family members or friends who are not on Public Aid; or
  - F) the assistance unit is a child-only case.

## e) Program Restriction

The recipient may only receive emergency assistance during one period of thirty (30) consecutive days in any twelve (12) consecutive months. This may include payments to meet needs which occur before or extend beyond the thirty (30) day period.

## f) Time Limits

- 1) A decision shall be made and assistance authorized within the time frames established in Section 116.500(d).
- 2) Payment shall be made to the private and public social services agencies, within time limits specified in the written agreements.

(Source: Amended at 15 Ill. Reg. 16719, effective November 1, 1991)

a) When a client who is receiving financial assistance as a General Assistance (GA) case in the City of Chicago, or as an Aid to Families With Dependent Children (AFDC) case, or as an Aid to the Aged, Blind or Disabled (AABD) case experiences a hardship resulting from needs which cannot be met from existing client resources, existing community resources, the assistance standards, Medical Assistance Program, Special Assistance Program or Emergency Assistance Program, the client may request special consideration as a hardship. Needs covered by the Hardship Program include:

## 1) Essential Food

If the client fails to use all existing community resources for food, the allowance for food will not be authorized.

## 2) Essential Clothing

A) Essential clothing is defined as those articles of clothing appropriate for the season.

B) If everyone in the assistance unit has at least one full set of clothing, appropriate to the season, this allowance for clothing will not be authorized.

## 3) Household Furnishings

Essential household furnishings are limited to the following:

- A) Kitchen table --- one per assistance unit;
- B) Kitchen Chairs --- one per person in assistance unit;
- C) Beds --- to ensure appropriate sleeping facilities for all members of the assistance unit;
- 4) Repair or Replacement of Stoves and Refrigerators when the family has an existing non-functional appliance or is moving into a residence where one



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.520 Hardship Program (Cont'd)

is not provided or when the family is not eligible for Emergency Assistance (see Section 116.510) --- Payment for the purchase or repair of a stove or refrigerator shall not be made in the following circumstances:

- A) the family lives in a dwelling owned by a Public Housing Authority (the Housing Authority is required to provide stoves and refrigerators)
- B) a lease, co-ownership, landlord/tenant agreement or other document exists that obligates the landlord to provide the appliance
- C) need does not exist or
- D) the family lives in an arrangement that is not temporary with other family members or friends who are not on Public Aid.

## 5)3 Repairs or Replacement of Furnaces (Homestead Property Only)

- A) No repair or replacement will be authorized when there is co-ownership of the property with an individual not in the assistance unit.
- B) Repair or replacement of a furnace is limited to property that is not in danger of foreclosure. The assistance unit must provide verification which indicates mortgage payments and tax payments are current.
- C) No repair or replacement of the furnace will be approved for homes which have knowingly been purchased with non-working furnaces.
- D) Before total replacement of a furnace is considered, verification must be provided from a reputable source (i.e., recognized in the community as being in the furnace repair business) that the furnace is not repairable.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.520 Hardship Program (Cont'd)

- E) Hardship Assistance for furnace repair must be seasonally appropriate (September through May).

## 6)4 Non-Medical Needs Related to Essential Medical Care

Non-medical needs for essential medical care are needs associated with the provision of specialized or essential medical care and include the following:

- A) Food - when overnight lodging is required or when extensive travel is required during the day in order to obtain essential or specialized medical care.
- B) Lodging - when overnight lodging is required to obtain essential or specialized medical care.
- C) Transportation to the source of essential or specialized medical care when it cannot be provided by the Medical Assistance Program or some other source. Transportation expenses for routine office visits associated with normal medical care shall not be allowed.
- D) Telephone Installation - when a telephone is essential for medical treatment.

## b) Maximum Payments

The maximum payments for essential food, clothing, and household furnishings used under the Special Assistance Program (see Section 116.500) are also used for the Hardship Program. The maximum payment amounts allowed for other items are:

- 1) Stoves --- \$90
- 2) Refrigerators --- \$150
- 3) Repair or Replacement of a furnace - Repair or replacement of a furnace will be based on the lowest cost estimate from a reputable source for



DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 116.520 Hardship Program (Cont'd)

Program shall be determined by verifying the need for hardship assistance and by calculating the amount of income the family has available to meet the verified hardship need.

2) If the family's available income is more than the cost of the needed item, the family is not eligible for Hardship Assistance. Available income is calculated by subtracting the family's necessary living expenses from the family's total income. The family is defined as children, the children's mother, father (including step-parents and grandparents), if they reside in the household.

3) Income from all sources is used to determine the family's total income. Total income includes, but is not limited to the following: all public assistance grants, SSA, SSI, Child Support, energy assistance checks, wages, retirement benefits, pensions, etc. No source of income is exempt from consideration when determining the family's total income.

4) The following expenses only are considered necessary living expenses under the Hardship Program:

- A) Shelter - rent or mortgage
- B) Necessary utilities - heat, gas, electricity, water, sewer and trash
- C) A food expense amount - determined by subtracting the family's food stamp amount from the USDA maximum for that size household (see 89 Ill. Adm. Code 121.64).
- D) An amount, based on size of the assistance unit for the purchase of household supplies. The allowable amounts are:

Size Assistance Unit	Household Supplies
----------------------	--------------------

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 116.520 Hardship Program (Cont'd)

the same or similar type heating system. No up-grading of heating systems will be approved.

4)2) Non-medical needs related to essential medical care:

A) Food - \$9.00 a day or \$3.00 per meal.

B) Lodging - Lodging expenses shall be approved for the least expensive rate which provides lodging that is adequate and available to meet the individual's needs. Payment will not be provided for a higher amount if it can be determined that lodging is available free of charge or at a lower rate.

C) Transportation - when transportation cannot be provided by the Medical Assistance Program, transportation expenses shall be approved for the least expensive mode of transportation adequate to meet the individual's needs. When transportation is by private automobile, the allowable rate shall be at 24¢ per mile.

D) Telephone Installation - When medically necessary, payment shall be made for the installation of one telephone, based on the service estimate provided by the local phone company. If the telephone instrument cannot be leased from the phone company, payment may also be authorized to purchase a telephone. Payments shall not be authorized for required deposits, for previously owed bills, or for on-going monthly bills once the phone has been installed.

c) Eligibility for the Hardship Program

1) Eligibility for non-medical needs related to essential medical care is determined through the verification of a specialized or essential medical need. The verification of a specialized or essential medical need is provided by the client's primary care physician. Eligibility for all other needs defined under the Hardship



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.520 Hardship Program (Cont'd)

1	\$11.00
2	\$14.00
3	\$17.00
4	\$17.00
5	\$20.00
6	\$20.00
7	\$22.00
8	\$22.00
9	\$23.00
10	\$24.00

For assistance units greater than 10, allow \$1.00 for each additional person.

- 5) When there are other people present in the household that have income but are not part of the family, expenses for shelter, utilities and food shall be prorated. When there are two or more separate assistance units in the same household, expenses should be prorated between the two assistance units.
- 6) Only rent, mortgage and necessary utility expenses which have been verified as actually paid by the client shall be allowed as a living expense. The family's necessary living expenses are subtracted from the family's total income to determine the family's available income. This income is considered to be available for use by the family to meet its hardship need(s).
- 7) The family's available income is compared to the cost (the maximum payment amount) of the needed item. If the family's available income is more than the cost of the needed item, the family is not eligible for Hardship Assistance.
- 8) When more than one item is needed, the Department shall subtract the cost of the most expensive items from available income which ensures that the maximum amount of the family's available income is applied toward the cost of the needed items. The combination of items which can be purchased by the maximum use of available income will be disapproved by the Department. The

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 116.520 Hardship Program (Cont'd)

remaining needed items which cannot be purchased through the use of available income shall be approved by the Department.

## d) Time Limits

- 1) A decision shall be made and assistance, if any, issued within forty-five (45) days of the date of the request for hardship assistance.
- 2) When a home visit to verify need has been attempted, seven (7) calendar days shall be allowed for the client to contact the Department and schedule a second visit. If the client fails the second attempted visit, the request for hardship assistance will be denied.

- 3) Ten (10) calendar days shall be allowed for the client to provide any additional verification, which was not available at the home visit.

## e) Program Restrictions

Payment for the cost of repair or maintenance of homestead property for AFDC and GA clients shall not be allowed under this program. See 89 Ill. Adm. Code 113.307 for property repairs as a special need item for AABD clients.

(Source: Amended at 15 Ill. Reg. 16719, effective November 1, 1991)



## TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System

- 2) Code Citation: 80 Ill. Adm. Code 1650

- 3) Section Numbers: Adopted Action:

1650.180 Amendment  
 1650.210 Amendment  
 1650.230 Amendment  
 1650.270 Amendment  
 1650.320 Amendment  
 1650.325 Amendment  
 1650.410 Amendment  
 1650.440 Amendment  
 1650.450 Amendment

- 4) Statutory Authority: Ill. Rev. Stat., 1989 and 1990 Supp., ch. 108 1/2, pars. 16-106; 16-118; 16-121; 16-127; 16-130; 16-136; 16-149; 16-149.1; 16-149.2; 16-150; 16-155; 16-168; 16-192.

- 5) Effective Date of Rule(s): November 5, 1991

- 6) Does this rulemaking contain an automatic repeal date? No

- 7) Date Filed in Agency's Principal Office: October 29, 1991

- 8) Notice of Proposal Published in Illinois Register:

July 19, 1991, 15 Ill. Reg. 10574

- 9) Has JCAR issued a Statement of Objections to these rules? No

- 10) Differences between proposal and final version?

At the suggestion of the Administrative Code Division of the Secretary of State's Office, the following changes were made:

. In number four of the notice page, the statutory authority has been changed from "Ill. Rev. Stat. 1987 and 1988 Supp. . . ." to "Ill. Rev. Stat. 1989 and 1990 Supp. . . ."

## TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

## NOTICE OF ADOPTED AMENDMENTS

- . In number ten of the notice pages, the answer "not applicable" has been changed to:

a) "To implement legislation concerning disability retirement and the 170-day denominator for service credit."

b) "To Clarify and amend certain standards and guidelines used by agency staff in applying statutes to individual cases."

. In number 12 of the notice pages, parts a), b), c), and d) have been deleted.

. In Section 1650.180, the reference to Ill. Rev. Stat. has been updated to 1989. Also under part b) of this section, the beginning phrase "effective July 1, 1988," has been deleted.

- 11) Will this rule replace an Emergency Rule currently in effect? No

- 12) Are there any amendments pending on this Part? No

- 13) Summary and Purpose of Rules:

1650.180 Amends from two to four the number of days after a privately metered postmark date that employer reports are considered timely received by the System. Amends punctuation.

1650.210 Provides method and effective date for transfers from disability retirement to age retirement. Provides for reinstatement to disability retirement if attempted resumption of teaching fails based on recurrence of same disability within 90 days. The transfer to age retirement and the availability of reinstatement of benefits based on recurrence were previously not available to recipients of a disability retirement annuity. Changes conform to statutory revisions.

1650.230 Defines with particularity the term "gainfully employed" as used in the rule governing medical examinations and investigations of claims for disability benefits.

650.270 Clarifies rule governing naming the recipient of a reversionary annuity, to conform to language used on applications. By deleting the word "parent" from the rule, dependent parents are grouped with other non-offspring dependents.



TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES  
SUBTITLE D: RETIREMENT SYSTEMS  
CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

PART 1650  
THE ADMINISTRATION AND OPERATION OF THE  
TEACHERS' RETIREMENT SYSTEM

SUBPART A: REPORTS BY BOARD OF TRUSTEES

Section  
1650.10  
Annual Financial Report (Repealed)

SUBPART B: BASIC RECORDS AND ACCOUNTS

Section  
1650.110  
1650.120  
1650.130  
1650.140  
1650.150  
1650.160  
1650.180  
Membership Records  
Claims Records (Repealed)  
Individual Accounts (Repealed)  
Ledger and Accounts Books (Repealed)  
Statistics (Repealed)  
Confidentiality of Records  
Filing Requirements - Penalty Provisions

SUBPART C: FILING OF CLAIMS

Section  
1650.210  
1650.220  
1650.230  
1650.240  
1650.250  
1650.260  
1650.270  
1650.271  
1650.280  
1650.290  
Claim Applications  
Reclassification of Disability Claim (Repealed)  
Medical Examinations and Investigations of Claims  
Refunds  
Death Benefits  
Evidence of Age  
Evidence of Dependency  
Evidence of Parentage  
Evidence of Marriage  
Offsets

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section  
1650.310  
1650.320  
1650.325  
1650.330  
1650.340  
Effective Date of Membership  
Method of Calculating Service Credits  
Method of Calculating Service Credit for Recipients of a Disability  
Benefits or Occupational Disability Benefit  
Duplicate Service Credit  
Service Credit for Leave of Absence or Sabbatical Leaves

- 1650.320 Provides that the correct calculation of service credit for partial years uses a 170-day denominator for all members. Change conforms to statutory revision. Provides method for calculating days worked based on hours worked, if record of days unavailable.
- 1650.325 Clarifies method for calculating service credit while on disability leave.
- 1650.410 Provides that refunds are available for any paid-for optional service (as opposed to solely out-of-system service) in a member's record, when the service cannot be used for pension credit because it is duplicate or excess service credit.
- 1650.440 Provides that the amount of the annuity check will not be changed if a recalculation based on minor auditing adjustments results in increase or decrease of under \$1.00 per month.
- 1650.450 Amends salary rule to make standards of determination more precise. For example, specifies that no salary item will be recognized for credit if such recognition would exceed or violate IRS qualified plan limits; provides that flexible benefit plans are reportable if available to all teachers on a nondiscriminatory basis; clarifies language of rule prohibiting late-career conversions; makes clear that school district "options" do not make creditable any items such as expense reimbursements that are not otherwise creditable with the System.

14) Information and questions regarding this adopted rule shall be directed to:

Joan T. Hancock, General Counsel  
Teachers' Retirement System  
2815 West Washington, P.O. Box 19253  
Springfield, Illinois 62794-9253

The full text of the Adopted Rule(s) is as follows:



TEACHERS' RETIREMENT SYSTEM OF  
THE STATE OF ILLINOISTEACHERS' RETIREMENT SYSTEM OF  
THE STATE OF ILLINOIS

## NOTICE OF ADOPTED AMENDMENT(S)

## NOTICE OF ADOPTED AMENDMENT(S)

1650.350 Service Credit for Unused Accumulated Sick Leave Upon Retirement  
1650.360 Service and Earnings Credit Obtained Pursuant to Labor Contract  
Litigation  
1650.370 Calculation of Average Salary

AUTHORITY: Implementing and authorized by Sections 16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192 of the Illinois Pension Code (Ill. Rev. Stat. 1989, ch. 108 1/2, pars. 16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155 and 16-168 and 16-192).

## SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

SOURCE: Filed June 20, 1958; emergency rules adopted at 2 Ill. Reg. 49, p. 249, effective November 29, 1978, for a maximum of 150 days; adopted at 3 Ill. Reg. 9, p. 1, effective March 3, 1979; codified at 8 Ill. Reg. 16350; amended at 9 Ill. Reg. 20885, effective December 17, 1985; amended at 12 Ill. Reg. 16896, effective October 3, 1988; amended at 14 Ill. Reg. 18305, effective October 29, 1990; amended at 15 Ill. Reg. 16731, effective November 5, 1991.

## SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES

## Section 1650.180 Filing Requirements - Penalty Provisions

Section  
1650.505 Beneficiary (Repealed)  
1650.510 Re-entry Into Service  
1650.520 Suspension of Retirement Annuities  
1650.530 Power of Attorney (Repealed)  
1650.540 Conservators/Guardians  
1650.550 Presumption of Death  
1650.560 Benefits Payable on Death  
1650.570 Survivors' Benefits  
1650.580 Evidence of Eligibility

a) All employers are required to forward member contributions to the System after the close of each pay period or monthly, if a State Institution, and to file an annual report of earnings with the System on or before August 15 of each year. Failure to forward contributions or to file reports shall result in penalties prescribed by Section 16-155 of the Illinois Pension Code (The Act.) (Ill. Rev. Stat. 1989, ch. 108 1/2, par. 16-155).

b) Effective July 17, 1988, in administering the penalty for late filing of the employer's annual report of earnings prescribed by Section 16-155(c) of the Act, the postmark date is deemed to be the date of receipt. If the postmark is made other than by the U.S. Post Office, such as a postage meter, the postmark must show a date on or before the date the material was to be received in an office of the System and must be received no later than two four days after the date shown. Envelopes must be properly addressed to the System if the reports are to be considered filed timely, with correct postage paid by the employer.

## SUBPART G: ATTORNEY GENERALS' OPINION

Section  
1650.605 Policy of the Board Concerning Attorney Generals' Opinion (Repealed)

## SUBPART H: ADMINISTRATIVE REVIEW

Section  
1650.610 Staff Responsibility  
1650.620 Right of Appeal  
1650.630 Form of Written Request  
1650.640 Prehearing Procedure  
1650.650 Hearing Procedure  
1650.660 Rules of Evidence  
1650.710 Amendments

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

## SUBPART C: FILING OF CLAIMS

## Section 1650.210 Claim Applications

a) Any individual claiming a retirement annuity, a disability retirement annuity, a survivor benefit, a disability benefit or an occupational disability benefit shall file an application therefor in the form prescribed by the System. This application, together with the membership record, and such other information as may have been compiled during the membership of the member or submitted by the applicant shall constitute the complete record forming the basis of

## SUBPART I: RULES OF ORDER

Section  
1650.810 Parliamentary Procedure



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the claim. An application for survivor benefits shall be accompanied by a certified copy of the death certificate, other public record of death, or a physician's certificate. The applicant for a survivor benefit shall furnish proof of heirship, such as a court order or an affidavit of heirship.

- b) When 90 or more days have elapsed subsequent to the commencement of a member's disability, oral or written notification of the disability shall be deemed sufficient to commence accrual of benefits. Provided, however, if the System fails to receive the documentation required by Section 16-149 or Section 16-149.1 of the Act within six months of the initial notification no benefits will accrue until that documentation is received by the System.

- c) Disability benefits become payable the later of:
- 1) The 31st calendar day after commencement of absence due to disability;

- 2) Upon exhaustion of the member's sick leave or (if sick leave not paid by employer) when the sick leave would have been exhausted had the member been paid; or

- 3) The date the System receives notification of disability if more than 90 days after commencement.

- d) When an individual claiming disability benefits is employed under an agreement for less than 12 full months, neither the 31-day waiting period nor the utilization of sick leave requirement, as contained in subsection (c), is satisfied during periods not covered by the agreement. For purposes of granting disability benefits it will be presumed that all employment agreements cover one full school term and are automatically renewable at the commencement of the next school term. Satisfactory evidence must be presented of an employment agreement covering a longer period than a full school term (e.g., 10, 11 or 12 months). Satisfactory evidence will consist of a written statement from the employer.

- e) Occupational disability benefits become payable the later of:

- 1) The date the System receives notification of disability if more than 90 days after commencement; or
- 2) Upon the exhaustion of the member's sick leave or when the sick leave would have been exhausted had the member been paid.

- f) When an individual claiming occupational disability benefits is employed under an agreement for less than 12 full months, the utilization of sick leave requirement in subsection (e) is not satisfied during periods not covered by the agreement. The same presumptions and evidentiary requirements regarding the terms of the employment agreement will be applied under this subsection (f) as under subsection (d) above.

- g) Receipt by the System of an application for a retirement annuity and any outstanding payments terminates membership in the System. The death of an applicant is deemed death-out-of-service when calculating survivor benefits.

- h) A member may request, in writing, a transfer from a disability benefit

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to a disability retirement annuity prior to the expiration of the eligible period for disability benefits. The effective date of the disability retirement annuity shall be the first of the month following receipt of the request. A member receiving a disability retirement annuity may, any time after becoming eligible for age retirement, request in writing a transfer to an age retirement annuity. The effective date of the age retirement annuity will be the first day of the month following receipt of the written request for such transfer.

- i) Whenever a member resumes teaching after receipt of a disability benefit, disability retirement annuity or occupational disability benefit but is subsequently disabled for the same cause within 90 days, benefits shall be reinstated at the previous rate upon written application. Benefits will commence the day following the last day the member is paid by his or her employer.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

## Section 1650.230 Medical Examinations and Investigations of Claims

- a) Each member seeking a disability benefit, occupational disability benefit, or a disability retirement annuity shall provide the System with written reports by two or more licensed and practicing physicians certifying that the member is disabled and unable to properly perform the duties of his or her position. Provided, however, in the case of disability due to pregnancy, the member shall provide the System with a written report by one licensed and practicing physician certifying that she is disabled and unable to perform the duties of her position. In order to substantiate the member's or the annuitant's continued eligibility for a disability benefit, occupational disability benefit, or a disability retirement annuity, the System shall require that the member or annuitant submit to additional medical examinations and shall request hospital records; Department of Employment Security earning statements; Social Security benefit payment information; income tax records; and other pertinent information, under the following circumstances:

- 1) There is disagreement among examining physicians;

- 2) The medical examinations were inadequate to substantiate continued disability. A medical examination is considered inadequate when:
  - A) a report is incomplete; or
  - B) a report was not completed within the last three months; or
  - C) the duration of disability is shorter than the period between the date of the medical examination and the date of the submission of the report.

- 3) There is evidence an impartial medical examination was not performed. An impartial medical exam is not performed when the



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physician is:

- A) related to the teacher; or
  - B) a friend of the teacher.
- 4) There is a reasonable basis to believe the member is no longer disabled. A reasonable basis exists when:
- A) the System receives statements by third parties that the teacher was engaged in activities which would be prohibited by his or her stated disability; or
  - B) the System receives inquiries by teachers receiving a disability benefit, disability retirement annuity or occupational disability benefit regarding the work which they may perform.
- 5) The member is found to be gainfully employed. The term "gainfully employed":
- A) shall be construed to mean:
    - i) any compensation which exceeds \$500 in any month for personal services, including fees, wages, salary, commissions, and similar items; and
    - ii) any income which exceeds \$500 in any month derived from the participation in a business activity through the performance of physical and/or mental activities generally performed for the production of income; and
  - B) shall be computed on a gross rather than net basis (i.e., no deduction of any kind, including but not limited to deductions for losses, expenses, taxes or withholding, will be considered in such computation).
- c) Members or annuitants in receipt of a disability benefit or occupational disability benefit shall be requested to submit to medical examinations at least once each year. When a disability benefit terminates, and a member requests retirement on a disability retirement annuity, the member shall submit to a medical examination, unless the member was examined within the preceding six months, in which case no new medical examinations are required.
- d) The System retains the right to require members or annuitants to submit to medical examinations by physicians selected by the System, at its own expense. These examinations may be in addition to the written reports tendered by the member or the annuitant. Such examinations shall be required when prior medical examinations were inadequate, when there is a question regarding the independence of the physician or when the forms are not completed properly.
- e) Failure of a member or an annuitant to submit to medical examination, or to provide the information required pursuant to Sections 16-149 through 16-149.2 of the Act shall result in suspension of payments.
- f) The term "licensed physician" means any individual licensed by the State in which they practice as a medical doctor. All licensed physicians shall be requested to submit their registration number on all reports submitted to the System.

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(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

Section 1650.270 Evidence of Dependency

For the purposes of the reversionary annuity provided in Article 16-136 of the ~~Illinois Pension Code Act~~, the term "dependent" shall include a spouse, an unmarried or adopted child under age 18; or an unmarried child of any age who has been adjudged disabled pursuant to Article XIA of the Probate Act of 1975 except any such child receiving benefits under Article II of the Illinois Public Aid Code ~~or parent of the retiring member~~, if designated by the retiring member, without further proof of dependency. If any individual other than a spouse or dependent child ~~or parent~~ is designated by the retiring member, the retiring member must furnish the System with evidence that the retiring member provided over 50% of the support of the designated individual during the 12 calendar months immediately preceding retirement. A copy of the member's federal income tax return filed for the year claiming the person as a dependent, shall be accepted as evidence of dependency.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section 1650.320 Method of Calculating Service Credits

- a) No more than one year's service credit shall be granted for total service rendered between July 1 of one year through June 30 of the following year.
- b) If the service rendered on a full-time basis, substitute basis, or part-time basis after June 30, 1990 ~~except permanent-end-continuous part-time basis--prior-to-July-1-1990~~ is less than 170 days between July 1 of one year through June 30 of the following year, then credit for service shall be at a ratio of the actual number of days of service to 170 days ~~the number of days in the legal school term or the member's employment agreement, whichever is greater~~.
- c) Service credit for service rendered on a permanent and continuous part-time basis prior to July 1, 1990, between July 1 of one year through June 30 of the following year, shall be at the ratio of creditable earnings to the annual salary rate. Provided, however, that for service after June 30, 1959, if such ratio equals or exceeds the ratio of 170 days to the days in the legal school term, one year of service credit shall be granted.
- d) If service prior to July 1, 1990 is rendered partially on a full-time basis and partially on a permanent and continuous part-time basis between July 1 of one year through June 30 of the following year, then credit for service shall be at the ratio of creditable earnings to the annual salary rate. Provided, however, that for service after June 30,



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1959, if such ratio equals or exceeds the ratio of 170 days to the days in the legal school term, one year of service credit shall be granted.

- e) Whenever the actual number of days of service is unavailable because of lack of employer records, the number of days the System uses to grant service credit shall be equal to the actual number of hours for which the member was paid, divided by four.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

**Section 1650.325 Method of Calculating Service Credit for Recipients of a Disability Benefits or Occupational Disability Benefit**

- a) Service credit is earned during periods in which disability benefits are paid.
- b) Service credit is earned during periods of occupational disability.
- c) When a member teaches a partial school year and receives disability or occupational disability benefits a partial school year, one full year of service credit is earned when the member receives earnings from teaching and disability or occupational disability benefits for a total of 170 days during the school term or the term of the employment agreement if longer.
- d) When a member's disability or occupational disability occurs in one school year and the disability or occupational disability benefit becomes payable the following school year, one full year of service credit is earned when the member receives earnings from disability or occupational disability benefits for a total of 170 days during the school term (or the term of the employment agreement if longer) with the last employer prior to the commencement of disability or occupational disability benefits.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

**Section 1650.410 Refunds for Duplicate Service**

- a) In the event contributions to the System are made in error for service covered by another public employee pension system in Illinois, a refund of such contributions shall be made.
- b) If a member contributes to the System for out-of-system optional teaching service, but is unable to claim all of this service at the date of retirement, then a refund of contributions for such excess out-of-system service shall be paid to the member. Regular interest as defined in Section 16-112 of the Act shall be paid for the period from the date of complete payment of contributions for out-of-system

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Optional teaching service to the end of the month preceding application-for-benefits in which the refund is processed.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

**Section 1650.440 Small Deficiencies, Credits or Death Benefit Payments**

No statements for an account receivable, account payable, death benefit payments, or refunds shall be charged or issued to members, annuitants, beneficiaries or employers for deficiencies, credits or payments, amounting to less than \$25.00 unless demanded. No correction to an annuity shall be made where the correction results in an increase or decrease of less than \$1.00 per month.

(Source: Amended at 15 Ill. Reg. 16731, effective November 5, 1991)

**Section 1650.450 Definition of Salary**

- a) Any recognized emolument of value recognized by the System that is received, actually or constructively, by a member in consideration for services rendered as a teacher, within all applicable limits and restrictions on qualified pension plans contained in the Internal Revenue Code, 26 U.S.C., at Section 401(a) et seq. Subsection (b) of this Section lists the more common elements of compensation that are recognized by the System as "salary," for purposes of illustration. For further illustration, subsection (c) mentions several examples of items not recognized by the System as "salary." However, "salary" within the meaning of Section 16-121 of the Act is not limited to the items so enumerated.

- b) Examples of salary amounts to be reported to the System include:

- 1) The gross amount of wages or compensation earned or accruing to the member during the legal school term or the length of his or her employment agreement, whichever is greater, in a function requiring certification as a teacher, and payable by the employer at termination of service up to the limit that can be taken into account under Section 415 of the Internal Revenue Code's (26 U.S.C. 415) limitations on qualified pension plans;
- 2) Wages or compensation for overtime or extra service;
- 3) The amount payable, exclusive of court costs, attorney's fees and punitive damages, as a result of a settlement or judgment obtained due to a disputed dismissal, suspension or demotion; provided that the salary amount reported to the System under this subsection shall be equal to that which the member would have earned had the dispute not occurred;
- 4) Severance pay (e.g., retirement incentives, lump sum bonuses, payments for unused vacation and sick days) received by member or



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- becoming due and payable to member prior to or concurrent with receipt of final paycheck for regular earnings;
- 5) Contributions made by or on behalf of the member to deferred compensation plans, salary reduction plans or tax sheltered annuities; and
  - 6) Amounts that would otherwise qualify as salary and wages under (b)(1) through (b)(5) of this subsection but are not received directly by the member because they are used to finance benefit options in a flexible benefit plan; provided, however, that to be reportable, a flexible benefit plan must be available to all teachers on a non-discriminatory basis.

c) Examples of amounts not to be reported to the System include:

- 1) Any severance payment (e.g., retirement incentives, lump sum bonuses, payments for unused vacation and sick days) becoming due and payable to member subsequent to receipt of final paycheck for regular earnings;
- 2) Any lump sum payment made after the death of the member;
- 3) Expense reimbursements, expense allowances, or fringe benefits unless included in a reportable flexible benefit plan;
- 4) Any monies received by the member under the Workers' Compensation Act or the Workers' Occupational Diseases Act;
- 5) Any amount paid by an employer in lieu of previously nonreportable earnings or benefits or reported in lieu of previously non-reported compensation which are converted to reportable earnings where the conversion occurs in the last years of service for the purpose of increasing and one of the purposes is to increase a member's average salary. If the member's non-creditable or non-reported compensation in any of the last seven creditable school years of employment exceeds that of any other subsequent year, the System will presume the difference, unless resulting from the terms of a collective bargaining agreement, to have been converted into salary and wages in the subsequent year for the purpose of increasing final average salary. To overcome the presumption, the member must submit documentary evidence to the System which clearly and convincingly proves that none of the purposes of the change in compensation structure was not to increase average salary (for example, collectively bargained agreements, change of employer, change in family status); and
- 6) Any amount paid by an employer as the employer's one time contribution (or on behalf of the employee as the employee's one-time contribution) required by the System as part of the statutory early retirement option in Section 16-133.2 of the Act; and
- 7) Options to take salary in lieu of employment-related expense allowances or reimbursements.

(Source: Amended at 15 Ill. Reg. 16731, effective

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## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENTS

- 1) HEADING OF THE PART: Duck, Goose and Coot Hunting
- 2) CODE CITATION: 17 Ill. Adm. Code 590
- 3) SECTION NUMBERS:  
590.20  
590.60
- EMERGENCY ACTION:  
Amendments  
Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8, and 3.10 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8, and 3.10), and Migratory Bird Hunting (50 CFR 20, effective September 26, 1990).

5) EFFECTIVE DATE OF AMENDMENTS: November 5, 1991

6) IF THIS EMERGENCY AMENDMENT IS TO EXPIRE BEFORE THE END OF THE 150-DAY PERIOD, PLEASE SPECIFY THE DATE ON WHICH IT IS TO EXPIRE: These emergency amendments will remain in effect for the 150-day period.

7) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: November 5, 1991

8) REASON FOR EMERGENCY: The Department promulgated proposed amendments to this Part which were published in the October 4, 1991, Illinois Register. Because these amendments will not be effective until late December, it is necessary to file emergency amendments to this Part. Failure to file an emergency at this time would be inimical to the public's interest.

9) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED:  
In Section 590.20(d), "on Monday and" is being removed to allow hunters to hunt on Mondays; language in Section 590.20(f)(5) is being added to close hunting at this site on December 24, 25 and 26; and additional language is being added in Section 590.60(b)(22) indicating that during the firearm deer season, hunting hours shall cease at 11 a.m. and that there will be no waterfowl hunting the first day of firearm deer season in November or the first day of firearm deer season in December.

10) ARE THERE ANY PROPOSED AMENDMENTS TO THIS PART PENDING? Yes

Section Numbers	Proposed Action	Illinois Register Citation
590.10	Amendments	15 Ill. Reg. 14157, 10/4/91
590.20	Amendments	15 Ill. Reg. 14157, 10/4/91
590.60	Amendments	15 Ill. Reg. 14157, 10/4/91

## DEPARTMENT OF CONSERVATION

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- 11) STATEMENT OF STATEWIDE POLICY OBJECTIVES (if applicable): Not Applicable
- 12) INFORMATION AND QUESTIONS REGARDING THESE AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE EMERGENCY AMENDMENTS BEGINS ON THE NEXT PAGE:



## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFEPART 590  
DUCK, GOOSE AND COOT HUNTING

Section	Statewide Regulations
590.10	Permit Controlled Department Sites Only - Duck, Goose and Coot Hunting
EMERGENCY	
590.25	Illinois Youth Goose Hunting Permit Requirements
590.30	Duck, Goose and Coot General Hunting Regulations on all Department-Owned and -Managed Sites.
590.40	Check Station Department Sites Only - Duck, Goose and Coot Hunting
590.50	Non-Check Station Department Sites Only - Duck, Goose and Coot Hunting
590.60	Various Other Department Sites - Duck, Goose and Coot Hunting
EMERGENCY	
590 EXHIBIT A	The Non-Toxic Shot Zones of Illinois (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8, and 3.10 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8, and 3.10), and Migratory Bird Hunting (50 CFR 20, effective September 25, 1990).

**SOURCE:** Adopted at 5 Ill. Reg. 8857, effective August 25, 1981; emergency amendment at 5 Ill. Reg. 11386, effective October 14, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10638; Part repealed at 6 Ill. Reg. 9647, effective July 21, 1982; new Part adopted at 6 Ill. Reg. 11865, effective September 22, 1982; amended at 7 Ill. Reg. 13229, effective September 28, 1983; emergency amendment at 7 Ill. Reg. 13948, effective October 6, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 18968, effective September 26, 1984; amended at 9 Ill. Reg. 14242, effective September 5, 1985; peremptory amendments at 9 Ill. Reg. 15062, effective September 25, 1985; emergency amendments at 9 Ill. Reg. 15928, effective October 8, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 16588, effective September 22, 1986; emergency amendments at 10 Ill. Reg. 17773, effective September 26, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 10560, effective May 21, 1987; emergency amendments at 11 Ill. Reg. 15242, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12200, effective July 15, 1988; emergency amendments at 12 Ill. Reg. 16233, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; emergency amendments at 12 Ill. Reg. 22244, effective December 7, 1988, for a maximum of 150 days; emergency expired May 6, 1989; amended at 13 Ill. Reg. 10525, effective June 20, 1989; amended at 13 Ill. Reg. 14925, effective September 7, 1989; emergency amendments at 13 Ill. Reg. 16579, effective October 4, 1989, for a maximum of 150 days; emergency expired March 3, 1989; amended at 13 Ill. Reg. 17354, effective October 27, 1989; amended at 14 Ill. Reg. 638, effective January 2, 1990; amended at 14 Ill. Reg. 13529, effective August 13, 1990; emergency amendments at 14 Ill. Reg. 17029, effective September 26, 1990, for a maximum of 150 days; emergency expired February 23, 1991; amended at 15 Ill. Reg. 1487, effective January 22, 1991; amended at 15 Ill. Reg. 13293, effective September 3, 1991; emergency amendments at 15 Ill. Reg. 16745, effective November 5, 1991, for a maximum of 150 days.

## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENTS

Section 590.20  
EMERGENCY  
Permit Controlled Department Sites Only - Duck, Goose and Coot Hunting

a) Sites covered in this Section, which allow hunting by permit only, are:

Horseshoe Lake Conservation Area (Alexander County)  
Rice Lake Conservation Area  
Snake Den Hollow State Fish and Wildlife Area  
Union County Conservation Area

b) Permit Requirements

1) Permit reservations shall be accepted starting in September. Initial acceptance dates will be publicly announced.

2) Only one permit per person shall be issued until the daily quota is filled. The daily quota is determined by the formula: one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available; the condition, topography, and configuration of the land at the site; the condition of the roads at the site; the number of employees available to work at the site; and the number of blinds which can be established on a site as set forth in Section 3.8 of the Wildlife Code.

3) The permit shall be for the use of the entire blind and it shall be the responsibility of the permit holder to bring one hunting partner for Horsehoe Lake (Alexander County), Snake Den Hollow State Fish and Wildlife Area and Union County (two hunters per blind), except for the Youth Goose Hunt, or two hunting partners for Rice Lake (three hunters per blind). Unfilled blinds will be filled by a drawing at the sites.

4) A) All duplicate permit reservations shall be rejected and the hunter shall forfeit his rights to a permit. Permits are not transferrable.

B) Permits cannot be transferred on the hunting area. For other information write to:

Illinois Department of Conservation  
Permit Office - Waterfowl  
624 S. Second Street, Room 210  
P.O. Box 19457  
Springfield, IL 62794-9457



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- 5) Permits for waterfowl hunting will be issued from the Springfield Permit Office for Horseshoe Lake (Alexander County), Snake Den Hollow State Fish and Wildlife Area, Union County and Rice Lake.
- c) General waterfowl hunting regulations for Horseshoe Lake (Alexander County), Snake Den Hollow State Fish and Wildlife Area, Union County and Rice Lake areas
- 1) Subsection (c) of this Section shall be in accordance with Federal Regulations (50 CFR 20, effective September 29, 1987) unless the regulations in this Section are more restrictive.
  - 2) Season dates, bag limits and methods of taking geese are set by the U. S. Fish and Wildlife Service, Department of the Interior, unless State regulations are more restrictive.
  - 3) Hours, Permits and Stamp Charges
    - A) Hunting hours are from legal opening time until 12:00 Noon at Rice Lake and Snake Den Hollow State Fish and Wildlife Area. Hunting hours at Horseshoe Lake (Alexander County) and Union County are from sunrise until 12:00 Noon.
    - B) Hunters with permit reservations are required to check in at the check station between 4:30 a.m. and 5:00 a.m. Permits are void after 5:00 a.m. A drawing shall be held to allocate blind sites. At Horseshoe Lake (Alexander County) and Union County, hunters with permit reservations from Springfield, who have drawn poorer blinds (as determined by the area operator), shall have priority to be reassigned to the better blinds as they become available.
    - C) A \$15.00 Daily Usage Stamp must be purchased at Horseshoe Lake (Alexander County), Snake Den Hollow State Fish and Wildlife Area and Union County. A \$6.00 Daily Usage Stamp must be purchased at Rice Lake.
  - 4) When daily quotas are not filled, permits shall be issued to standby hunters by a drawing held at the check station.
  - 5) Hunters are required to deposit their hunting license and Federal and State Migratory Waterfowl Stamp in the check station while hunting. Persons exempt by law from having a hunting license and an Illinois stamp must deposit their Firearm Owner's Identification Card. Persons under 21 who do not have a card must be accompanied by an adult who has a valid card in his possession.
  - 6) Hunting shall be done from assigned blinds only and hunters shall not move from blind to blind or leave the blind and return.

## DEPARTMENT OF CONSERVATION

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- 7) Baiting with corn, grains or other feed is not allowed.
  - 8) Guns must be unloaded and encased at all times when not hunting.
  - 9) Disturbing or molesting waterfowl, fishing, or trespassing within the posted area of any hunting ground is prohibited.
- d) Special Canada geese hunting regulations for Horseshoe Lake (Alexander County) and Union County.
- 1) The legal hunting season is the dates of the Quota Zone goose hunting season except that the areas shall be closed ~~on Monday~~ ~~and~~ on December 24, 25, 26 and 27. (These sites shall be open only for the Illinois Youth Goose Hunt on December 27, pursuant to Section 690.25).
  - 2) Hunters may not possess more than 5 shells for each Canada Goose or subspecies allowed in the daily bag.
  - 3) Hunters cannot leave their blinds and shoot crippled geese. Hunters can leave the blind and retrieve their crippled geese but they must leave their guns in the blinds.
  - 4) Hunters must be at least 16 years of age (except for the Illinois Youth Goose Hunt) to draw for a pit or blind on the Union County or Horseshoe Lake (Alexander County) areas. Each person under 16 years of age must be accompanied by a supervising adult.
  - 5) Hunters shall use only decoys provided by the Department. The use or possession of any other decoys is illegal.
- e) Special duck regulations for Rice Lake.
- 1) The legal hunting season is the dates of the central zone duck hunting season.
  - 2) All hunting parties (each blind) are required to use a minimum of 12 duck decoys.
  - 3) Hunters can bring a private boat or can rent a boat at the area. The maximum motor size limit for private boats is unrestricted and for rental boats is 10 h.p. while hunting. Boats shall be provided with blinds on Big Lake and no motors shall be allowed.
  - 4) Hunters must be at least 16 years of age to draw for a blind at the Rice Lake area.
  - 5) Rice Lake will be closed to hunting when the lake is frozen over.
- f) Special Canada goose hunting regulations for Snake Den Hollow.



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- 1) The legal hunting season is the dates of the Tri-County goose hunting zone.
- 2) Hunters must not possess more than 5 shells for each Canada goose or subspecies allowed in the daily bag.
- 3) Hunters must not enter the refuge in pursuit of crippled geese.
- 4) Hunters must be at least 16 years of age to draw for a blind.
- 5) Closed December 24, 25 and 26.

(Source: Emergency amendments at 15 Ill. Reg. 16745, effective November 5, 1991, for a maximum of 150 days)

#### Section 590.60 Various Other Department Sites - Duck, Goose and Coot Hunting EMERGENCY

- a) Sites covered in this Section conform to Statewide Regulations (Section 590.10) and General Department Regulations (Section 590.30), except as noted in the remainder of this Section. These sites are:

Braidwood Lake

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Carlyle Lake Project Lands and Waters

Clinton Lake State Recreation Area

Crab Orchard Refuge

Dog Island Wildlife Management Area

Donnelley State Wildlife Area

Fox Ridge State Park

Ft. de Chartres Historic Site

Heidecke State Fish and Wildlife Area and Powerton Lake

Horseshoe Lake Conservation Area (Alexander County) Public Hunting Area (other than permit area)

Horseshoe Lake State Recreation Area (Madison County)

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Kaskaskia River Fish and Wildlife Area

Kidd Lake State Natural Area (no permanent blinds allowed)

Kinkaid Lake Fish and Wildlife Area

Lake Shelbyville

Lake Shelbyville Fish and Wildlife Management Area

LaSalle Fish and Wildlife Area

Little Black Slough State Natural Area

Lower Cache River State Natural Area

Mernmet Lake Conservation Area

Mississippi River Area Fish and Wildlife Area

Pike County Conservation Area

Powerton Lake (Regulations combined with Heidecke Lake)

Rend Lake Project Lands and Waters

Rice Lake Conservation Area

Saline County Conservation Area

Sanganois Conservation Area

Sangchris Lake State Park

Shawnee National Forest, Bluff Lake

Shawnee National Forest, LaRue Scatters

Shawnee National Forest, Oakwood Bottoms (West of the Big Muddy Levee)

Stephen A. Forbes State Park

Ten Mile Creek State Fish and Wildlife Area

Turkey Bluffs Fish and Wildlife Area (All hunters must sign in and out and report kill; no permanent blinds allowed)



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Union County (firing line Waterfowl Management Area)

- b) Site specific regulations
- 1) Braidwood Lake
    - A) Definitions:
      - i) Boat blind (water blind) - a portable form of boat which must be completely concealed (including final brushing) before entering the area.
      - ii) Water blind site - a position within 50 yards of a numbered stake or buoy, or a position between two like-numbered buoys, where a blind may be located.
      - iii) Daily draw - procedure by which blinds or blind sites are allocated daily.
      - iv) Refuge - an inviolate area on which all hunters and the general public may not trespass.
  - B) Waterfowl hunting shall be permitted on Department leased or managed lands and waters only at designated blind sites.
  - C) Water blind sites shall be determined by the Department of Conservation and marked with a numbered stake or buoy.
  - D) Blind sites shall be allocated on a daily draw basis conducted at the check stations 90 minutes before shooting time. Hunters shall register as parties for the drawing; each party drawn will be allowed to select blind site in order drawn; only those hunters registered in party shall be allowed to hunt with their party; no more than three hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.
  - E) Blind sites not selected during the drawing shall be allocated on a first-come, first-served basis. Vacant blind sites shall be allocated 90 minutes after legal shooting time. No blind sites shall be allocated after 9:00 a.m.
  - F) Hunters wishing to move to another blind site must report this move to the check station attendant, in person, before such a move, except that after 10:00 a.m. daily, hunters may move to a vacant blind site without notifying attendant, but such a move must be reported when checking out.
  - G) Hunting shall be from boat blinds only.

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- H) Access to blind sites shall be by boat only and from designated boat launch sites.
- I) No more than 3 persons shall use one blind. Portable boat blinds must have been completed, including final brushing, before entering the area, and be removed at the end of each hunting day.
- J) Daily shooting hours will be legal opening time to 12:00 Noon. Upon vacating blinds, all hunters must report to the check station within 1 hour. At this time, waterfowl bagged must be checked in and displayed to the station operator and hunting licenses returned.
- K) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
- L) No unauthorized pits or blinds shall be built on Department leased or managed land or water.
- M) Braidwood Lake shall be closed to all fishing and boat traffic from 2 weeks prior to duck season through the day before duck season and be closed to all fishing during waterfowl seasons commencing with duck season.
- N) No hunting allowed on Monday and Tuesday.
- O) Layout boats approved in advance by the site superintendent shall be permitted. A layout boat is defined as a non-motorized, flat bottom, low profile boat in which the sides are continuous with the front deck and slope inward toward the opening rather than the usual outward slope. Such layout boats must be attended at all times by a nonhunting tender boat that is at least 16 feet with a 60 inch beam. Layout boats are restricted to open water blind sites. Tender boats must anchor as close as possible to the designated tender boat location.
- P) No guns may be carried from water blinds to retrieve waterfowl that fall on land.
- Q) Hunting is closed on Christmas Day.
- R) All water areas not posted with blind site numbers shall be refuge and are closed to all boat traffic except by authorized personnel.
- S) It is unlawful to shoot across any dike.
- T) Waterfowl hunting closes at the end of duck or goose season, whichever is later. No goose hunting during the September goose season is permitted.



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- U) In the event of adverse water and/or weather conditions, such as flooding, high winds, or heavy fog, hunting shall be prohibited.

## 2) Cache River State Natural Area

- A) No permanent blinds or pits may be constructed or dug at any time. All blinds must be of a portable nature or be established with natural vegetation and must be removed or dismantled at the end of the day's hunt. Cutting of live trees and shrubs on the area is prohibited.
- B) Dedicated Nature Preserve areas are closed to hunting.

## 3) Campbell Pond Wildlife Management Area

All blinds must be of a portable nature and constructed with natural vegetation at the blind site and must be removed or dismantled at the end of the day's hunt.

## 4) Carlyle Lake Project Lands and Waters

- A) Shooting hours for waterfowl are statewide opening hour until 1:00 p.m.
- B) Waterfowl and coot hunting shall be permitted except in clearly posted refuge areas or developed recreation areas, or within 500 feet of construction sites or developed recreation areas.
- C) No permanent blinds, goose pits, or other structural works may be constructed or dug on State managed lands at any time, except that the U.S. Army Corps of Engineers may build permanent blinds for disabled or handicapped hunters. All other blinds must be portable in nature or constructed of natural vegetation located at the blind site, and must be removed at the end of the day's hunt.
- D) It is unlawful to enter the subimpoundment area during the 3 days prior to the opening of waterfowl hunting season. No one may enter the subimpoundment area before 3:00 a.m. each day of the duck hunting season, and no one may remain in the area after 3:00 p.m. each day of the duck hunting season. The subimpoundment area is defined as that area bordered by the Kaskaskia River on the east and south and extending north and west to the Carlyle Lake project boundary, and includes impoundment areas 1, 2, 3, and 4.
- E) No one may enter or remain on the waters of Carlyle Lake from 12:00 a.m. (midnight) to 3:00 a.m. each day of the waterfowl hunting season. No waterfowl hunter may remain in the area after 3:00 p.m. each day of the waterfowl hunting season. The waters of Carlyle Lake include the lake and that portion of the Kaskaskia River, northfork, eastfork

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and Hurricane Creek that are within the boundaries of the Carlyle Lake property.

- F) It shall be unlawful to be in possession of firearms on the waters of Carlyle Lake after 3:00 p.m. each day during the waterfowl hunting season and 24 hours prior to the opening day of waterfowl hunting season.

- G) Only walk-in hunting shall be permitted in the subimpoundment areas. No flotation devices capable of floating a man are allowed except Coast Guard approved PFD's. When the water level in the subimpoundment area is too high (due to flooding) to allow walk-in hunting, Department of Conservation personnel shall post that the area is open to boats. Boats are allowed only at these times in the subimpoundment areas.

- H) Only waterfowl and coot hunting are allowed in the subimpoundment area during the duck hunting season. On the day following the close of duck season to the close of goose season, the following areas in the Carlyle subimpoundment shall be refuge. All of compartments 3 and 4 and that portion of compartment 2 that lies 200 yards south of levee B where the levee runs east and west, and 200 yards west where the levee turns and runs north and south.

- I) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys shall not be left out unattended or after 3:00 p.m. each day of the waterfowl season.

- J) A minimum of 200 yards shall be maintained between waterfowl hunting parties. (A hunting party shall be defined as an individual, or group of hunters occupying a single boat, blind, or hunting site).

- K) No person shall tamper or attempt to manipulate any of the gates, pumps, or structures in the subimpoundment area.

- L) No motor driven vehicles are allowed in the subimpoundment area except those operated by Department of Conservation or Corps of Engineers personnel.

- M) The waters of Carlyle Lake lying south of a line from the south side of the mouth of Coles Creek on the east side of Carlyle Lake to the south side of the mouth of Allen Branch on the west side of Carlyle Lake is a designated waterfowl refuge and is closed to waterfowl hunting.

- N) East Side Management Area from Cox Bridge to the north and east boundary of the State managed land is open to hunting of other species (that are in season) during the waterfowl hunting season. Subimpoundment area waterfowl regulations apply in this area for waterfowl hunting. Statewide and site specific regulations apply for



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other species.

- O) All waterfowl hunters must register prior to hunting each day of the waterfowl hunting season at the nearest registration box located at the access parking lot. All hunters must sign out and record their harvest at the end of each day's hunt.

## 5) Clinton Lake

- A) Hunters must obtain free permit from site office prior to hunting; hunters must return the permit and report harvest by February 15 of following year or hunting privileges for following season shall be forfeited.
- B) Hunting is allowed only from anchored portable boat blinds except no waterfowl hunting is permitted in the area extending from a line between the west side boat ramp and the southern-most point of the central peninsula to the Davenport Bridge, and within 200 yards of developed recreation areas, construction and industrial sites, or within 300 yards of electrical power lines.

- C) Hunting parties must maintain a minimum distance of 200 yards apart.

- D) No more than 3 persons shall occupy or use a portable boat blind.

- E) Portable boat blinds must have been completed, including final brushing, before entering the water and must be removed at the end of each hunting day.

- F) Each hunting party is required to hunt over a minimum of 12 decoys.

## 6) Dog Island Wildlife Management Area

All blinds must be of a portable nature and constructed with natural vegetation at the blind site and must be removed or dismantled at the end of the day's hunt.

## 7) Donnelley State Wildlife Area

- A) Hunting is prohibited on Tuesdays and Wednesdays.

- B) Hunting hours are from sunrise to 12 Noon.

- C) Goose hunting is prohibited after the close of the duck season.

- D) All hunting shall be from designated blinds only. Refilling or changing blinds is not permitted.

- E) All hunters must report to the check station to fill out an information

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card and turn in hunting licenses or Firearm Owner's Identification Cards before proceeding to blinds.

- F) \$5 daily usage stamp must be purchased to hunt this area.

- G) No outboard motors are allowed by public - only by authorized DOC personnel.

- H) No more than 3 persons shall occupy a blind at any one time.

- I) All parties are required to report to check station within 1 hour after termination of hunt or no later than 1 p.m.

- J) All parties must hunt over a minimum of 12 decoys and a maximum of 48 decoys which must be removed upon the termination of the hunt.

- K) The first weekend and the third Saturday of the waterfowl season shall be designated as youth hunt days. This shall consist of youth or youths 15 and under plus one adult per blind. There shall be no charge for the youth on these days. Those blinds not allocated to youths shall be available to adults on those days.

- L) One blind shall be made available by priority claim to "disabled" persons (as defined in Section 2.33 of the Wildlife Code).

## 8) Fox Ridge State Park

- A) Hunting restricted to Embarras River and its flood waters.

- B) No permanent blinds of any kind or other structural works are permitted.

- C) No pits shall be dug, built or occupied.

## 9) Fort de Chartres Historic Site

- A) No check station.

- B) Hunting is allowed from anchored, portable boat blinds only on a first-come, first-served basis; no permanent blinds allowed.

- C) Portable boat blinds must have been completed, including final brushing, before entering the area and must be removed at the end of each hunting day.

- D) Hunting parties must maintain a minimum distance of 200 yards apart.

- E) Each hunting party is required to hunt over a minimum of 12 decoys



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which must be removed at the end of each hunting day.

- F) No hunting is allowed during firearm deer season.

10) Heidecke State Fish and Wildlife Area and Powerton Lake

A) Definitions:

- i) Boat blind (water blind) - a portable form of boat which must be completely concealed (including final brushing) before entering the area. The boat blind and all blind materials must be removed at the end of each hunting day.
- ii) Water blind site - a position within 10 yards of a numbered stake or buoy where a blind may be located.
- iii) Daily draw - procedure by which blinds or blind sites are allocated daily.
- iv) Refuge - an inviolate area on which all hunters and the general public may not trespass.

- B) Waterfowl hunting shall be permitted on Department leased or managed lands and waters only at designated blind sites.

- C) Water blind sites shall be determined by the Department of Conservation and marked with a numbered stake or buoy.

- D) Blind sites shall be allocated on a daily draw basis conducted at the check stations 90 minutes before shooting time at Heidecke State Fish and Wildlife Area and 60 minutes before shooting time at Powerton Lake. At Heidecke Lake hunters shall register as parties for the drawing; each party drawn shall be allowed to select blind site in order drawn; only those hunters registered in party shall be allowed to hunt with their party; no more than three hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.

- E) Blind sites not selected during the drawing shall be allocated on a first-come, first-served basis. Vacant blind sites shall not be allocated after the drawing until one hour after legal shooting time. No blind sites shall be allocated after the drawing until one hour after legal shooting time. No blind sites shall be allocated after 10:00 a.m.

- F) Hunters wishing to move to another blind site must report this move to the check station attendant, in person, before such a move.

- G) Hunting must be from boat blinds only.

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- H) Access to water blind sites must be by boat only and from designated boat launch sites.

- I) All water hunting must be from portable blind, within 10 yards of the assigned numbered stake or buoy. No more than 3 persons shall use one blind. Portable boat blinds must have been completed, including final brushing, before entering the area, and be removed at the end of each hunting day.

- J) Daily shooting hours shall be legal opening time to 12:00 Noon. Upon vacating blinds, all hunters must report to the check station within 1 hour. At this time, waterfowl bagged must be checked in and displayed to the station operator and hunting licenses returned.

- K) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.

- L) No unauthorized pits or blinds shall be built on Department leased or managed land or water.

- M) Heidecke Lake shall be closed to all fishing and boat traffic except for legal waterfowl hunters from 2 weeks prior to duck season until the close of the waterfowl season. Powerton Lake shall be closed to boat traffic from October 1 to February 15, except for legal waterfowl hunters; and closed to all unauthorized entry during the waterfowl season.

- N) No hunting on Monday and Tuesday at Heidecke Lake. No hunting at Powerton Lake on Monday through Thursday except hunting permitted on State holidays.

- O) It is unlawful to hunt waterfowl on the water area in any watercraft less than 16 feet long and 60 inches in beam; however, layout boats approved in advance by the site superintendent will be permitted. A layout boat is defined as a nonmotorized, flat bottom, low profile boat in which the sides are continuous with the front deck and slope inward toward the opening rather than the usual outward slope. Such layout boats must be attended at all times by a nonhunting tender boat that is at least 16 feet with a 60 inch beam. Layout boats are restricted to open water blind sites. Tender boats must anchor as close as possible to the center dike.

- P) No guns may be carried from water blinds to retrieve waterfowl that fall on land.

- Q) Hunting is closed on Christmas Day.



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- R) All water areas not posted with blind site numbers shall be refuge and are closed to all boat traffic except by authorized personnel.
- S) It is unlawful to shoot across any dike at Heidecke Lake.
- T) Waterfowl hunting shall close with the conclusion of the duck season at Powerton Lake. At Heidecke Lake waterfowl hunting closes at the end of duck or goose season, whichever is later. No goose hunting is allowed prior to duck season.
- U) In the event of adverse water and/or weather conditions, such as flooding, high winds, or heavy fog, hunting be prohibited.

#### 11) Horseshoe Lake (Alexander County) Public Hunting Area (other than permit area)

The refuge area shall be defined as all State owned land and those areas adjacent within the tract of land hereinafter described: Beginning at the intersection of State Highway No. 3 and the Olive Branch-Miller City Road, thence in southerly direction to the intersection of the Olive Branch-Miller City Road and the Promised Land Road, thence easterly to the intersection of the Promised Land Road and Old Highway No. 3, thence northwesterly to intersection of Old Highway No. 3 and State Highway No. 3 and thence northwesterly along State Highway No. 3 to point of beginning at Olive Branch.

#### 12) Horseshoe Lake State Recreation Area (Madison County)

- A) A pothole cleared of all weeds and brush for a 40 yard radius is required around all blind sites.
- B) Blinds must be completed, including final brushing, 4 weeks in advance of the opening date of waterfowl season, after which time the Department of Conservation shall inspect all blinds and blind sites and issue blind registration cards to those which pass inspection.
- C) Sites on which blinds have not been built, as well as sites on which blinds of an unsatisfactory quality have been built, and have failed the inspection pursuant to Section 590.30(e), shall be given one week to correct deficiencies. Blinds failing the second inspection shall be reassigned to alternates selected at a drawing or by a first-come allocation held on a day publicly announced by the Department. All reassigned blinds must be completed, including final brushing, in advance of the opening date of the waterfowl season.

#### 13) Kaskaskia River Fish and Wildlife Area

- A) Shooting hours are statewide opening hour until 1:00 p.m. during the waterfowl hunting season. No waterfowl hunters may remain in the

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area after 3:00 p.m. For those lands lying south of Illinois Route 154 and north of Illinois Route 13, the legal shooting hours shall be from statewide opening hour until statewide closing hour. Goose hunting hours end at 1:00 p.m.

- B) All waterfowl hunting parties must use at least 12 decoys and hunt at least 200 yards from the next hunting party.
- C) No permanent blinds allowed on the area. No one has any prior claim or right to any blind site. First-come, first-served rule prevails. Blinds shall be of a portable nature or constructed with natural vegetation located at the blind site and must be removed or dismantled at the end of each day's hunt.
- D) It is unlawful to leave duck and goose decoys unattended. Decoys must be picked up at the end of each day's hunt.
- E) No one under 16 years of age shall hunt or attempt to hunt on the area unless accompanied by an adult due to safety factors.
- F) The following regulations apply to the Doza Creek Waterfowl Management Area:
  - i) This area shall be closed to all public use 3 days prior to waterfowl hunting season. No waterfowl hunters may enter the area before 3:00 a.m. each day of the waterfowl hunting season. No waterfowl hunters may remain in the area after 3:00 p.m.
  - ii) Waterfowl, coot and archery deer hunting only allowed in this area during the duck hunting season.

#### 14) Lake Shelbyville West Okaw and Kaskaskia Fish and Wildlife Area

- A) Waterfowl hunting shall be permitted as described below except in duly posted restricted and "No Hunting" areas.
- B) Waterfowl hunting in the Fish Hook, the North Dunn, the McGee, and the Jonathan Creek Waterfowl Areas shall be allotted by a daily drawing from opening day through the first Saturday and Sunday of the regular waterfowl season. Parties must register for drawings between 4:00 a.m. and 5:00 a.m. Central Daylight Time (3:00 a.m. and 4:00 a.m. Central Standard Time) on those days. Each party drawn shall be allowed to choose one of the staked sites in the waterfowl area. Parties must select sites in the order they are drawn. Maximum party size is 4 persons. In addition, the following regulations shall apply:
  - i) All parties must hunt within 10 yards of their assigned stake.



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ii) All parties must be in place by one-half hour before shooting time.

iii) All parties are required to report their harvest by 2:00 p.m. following each hunt.

C) Hunting in the Jonathan Creek, North Dunn and McGee Waterfowl Areas shall be restricted to designated, staked sites on a first-come, first-served basis except as noted in subsections (A) and (B) above. A hunting party must hunt within 10 yards of the stake.

D) Daily shooting hours shall be from legal opening to 1:00 p.m.

E) Waterfowl hunters must maintain a distance of 200 yards between parties except as described in subsection (B) above. (A hunting party shall be defined as an individual or group of hunters occupying a single boat, blind, or hunting site).

F) Each hunting party in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas are required to hunt over a minimum of 12 decoys.

G) The building of permanent blinds of any kind or other structural works is prohibited. All blinds must be of a portable nature or constructed with natural vegetation located at the blind site and must be removed or dismantled at the end of the day's hunt.

H) No goose pits shall be built or dug.

I) Motors of over 10 horsepower shall not be operated in the Fish Hook, Jonathan Creek, Dunn, and McGee Waterfowl Areas.

J) Waterfowl hunting only is permitted in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas during the regular waterfowl season, except that pheasant, rabbit and quail hunting is permitted after 1:00 p.m. daily beginning the day after the close of the Central Zone Duck Season.

K) During the regular waterfowl season, no bank or boat fishing shall be permitted on the Kaskaskia River from the Strickland Boat Access north to the Illinois Central Railroad bridge from one-half hour before sunrise until 1:00 p.m.

## 15 Merganser

A) Waterfowl hunting shall be permitted only during the duck hunting season.

B) Hunting is allowed in both the walk-in and blind areas only. Those

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individuals wishing to hunt in the walk-in area are required to deposit their hunting licenses and register at the check station prior to entering the area. Individuals who wish to use the blind area are required to deposit their hunting licenses and participate in a daily drawing during which blinds shall be assigned. Hunting parties shall not change blinds without prior approval from the check station operator. Those persons exempted by law from having hunting licenses must deposit their Firearm Owner's Identification Cards.

C) The daily drawing shall be held one hour prior to legal shooting time.

D) All members of the hunting party shall register as a group (not to exceed 4 people per group) for the purpose of the drawing.

E) Those hunters in the blind area shall park in designated areas. These parking areas shall be numbered to correspond with particular blind sites located along the levee road.

F) In the blind area, a minimum of 12 decoys per blind is required while hunting waterfowl.

G) Deer, squirrel and woodcock may not be taken in the waterfowl areas after the opening of the waterfowl season.

H) Daily hunting hours shall be the legal opening until 12:00 Noon local time.

I) All boats are prohibited from entering the duly posted waterfowl refuge (Main Lake) from October 1 until the close of the waterfowl season.

## 16) Mississippi River Area Fish and Wildlife Area

A) A pothole cleared of all weeds and brush for a 40 yard radius is required around all blind sites.

B) Blinds must be completed, including final brushing, 4 weeks in advance of the opening date of waterfowl season, after which time the Department of Conservation shall inspect all blinds and blind sites and issue blind registration cards to those which pass inspection.

C) Sites on which blinds have not been built, as well as sites on which blinds of an unsatisfactory quality have been built, and have failed the inspection pursuant to Section 590.60(e), shall be given one week to correct deficiencies. Blinds failing the second inspection shall be reassigned to alternates selected at a drawing on a day publicly announced by the Department. All reassigned blinds must be completed, including final brushing, in advance of the opening date of the waterfowl season.



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- 17) Pike County Conservation Area  
Statewide season regulations apply except that the season closes November 30 or the legal statewide closing, whichever is earlier, in Area A.
- 18) Rend Lake Project Lands and Waters
- A) All blinds must be of a portable nature or constructed with natural vegetation located at the blind site and must be removed or dismantled at the end of the day's hunt.
  - B) No goose pits or permanent blinds shall be dug or built on Project lands.
  - C) All waterfowl hunters and all boats must be out of the Wildlife Management Areas by 2:00 p.m. each day of the waterfowl season and not return until 4:30 a.m.
  - D) No hunting permitted from the subimpoundment dams.
  - E) No waterfowl hunting permitted within 200 yards of the refuge boundary, or within 100 yards of any private property boundary.
  - F) The distance between waterfowl hunting parties shall be no less than 200 yards. (A hunting party shall be defined as an individual or group of hunters occupying a single boat, blind, or hunting site.)
  - G) All boat traffic is prohibited from entering the duly posted waterfowl refuge and the subimpoundments from 2 weeks before waterfowl season until March 1 except that boats used by waterfowl hunters are permitted in the subimpoundments from 4:30 a.m. until 2 p.m. during the waterfowl season.
  - H) All waterfowl hunters must sign in prior to hunting and sign out and report their harvest at the end of each day's hunt.
  - I) Permanent blinds at the Whistling Wings Access Area shall be allocated by a daily drawing at 5:30 a.m.
  - J) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
  - K) Daily shooting hours for waterfowl shall be from legal opening time to 1:00 p.m.
  - L) The land portion of the Rend Lake Refuge is closed to trespassing at

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all times. The location of the Rend Lake Refuge is described as follows:

- i) Bounded on the south by a buoy line, approximating the Jefferson-Franklin County Line.
  - ii) Bounded on the east by a buoy line and/or signs approximating the channel of the Casey Fork Creek.
  - iii) Bounded on the west by a buoy line and/or signs approximating the channel of the Big Muddy River.
  - iv) Bounded on the north portion of the Big Muddy River by a buoy line and/or signs approximating a line which would extend west from Ina, Illinois.
  - v) Bounded on the north portion of the Casey Fork Creek by the Casey Fork Subimpoundment Dam.
  - vi) Bounded on Nason Point by refuge boundary signs at project limits.
- 19) Rice Lake (Walk-in and Copperas Creek Management Units)
- A) Hunting shall be alternated between units every other day beginning with opening day at the walk-in unit, and shall be limited to 20 hunters per day.
  - B) Hunters shall be determined by a daily drawing at the designated check station.
  - C) Shooting hours shall be from legal opening time until 12:00 Noon. Statewide bag and possession limits apply on this area.
- 20) Saline County Conservation Area
- A) Waterfowl hunting is allowed north of the township road only.
  - B) Walk-in hunting only.
- 21) Sanganois
- A) Hunters using the walk-in area shall use the check station at the headquarters area located 8 miles northwest of Chandlerville just off Route 78 or the check station on the west side of the Illinois River one mile north of Browning near Route 100.
  - B) Walk-in waterfowl hunting shall be permitted only in the area posted for this purpose.



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- C) All hunters using this area must report to the check station to fill out information cards and to turn in hunting licenses or Firearm Owner's Identification Cards before proceeding to area.
- D) Upon the completion of hunting, hunters must report to the check station within one hour.
- E) Fishing is prohibited in the impoundment areas during the waterfowl season.
- F) No person shall trespass on the Barkhausen Refuge during the period from October 1 through December 31.
- G) No person shall trespass on the Marion-Pickrel Waterfowl Refuge during the period from October 1 through the last day of the waterfowl season, unless prior permission for a specific reason (such as access to private land or to retrieve dead or wounded game) is granted by the site superintendent.
- H) Walk-in area legal opening until 12:00 noon during duck season. When the central zone goose season extends beyond the duck season, goose hunting shall be permitted with statewide shooting hours in effect. Hunters need not occupy a blind. All hunting must be conducted within non-refuge areas.

22)

## Sangchris Lake State Park

- A) Hunting hours are legal opening until 12:00 Noon, except during the firearm deer season hunting hours shall cease at 10 a.m. and waterfowl hunters must be off the lake by 11 a.m. No waterfowl hunting the 1st day of firearm deer season in November or the 1st day of firearm deer season in December.
- B) Blind sites shall be allocated by a daily drawing to be conducted two hours prior to shooting time. Blind sites not selected during the drawing (or in the event that personnel are not available to conduct the drawing) shall be allocated on a first-come, first-served basis. Vacant blind sites shall not be allocated until 9 a.m. Further, no blind sites shall be allocated after 10 a.m. (During that portion of the goose season which follows the duck season, the west arm blind sites only shall be available for goose hunting and shall be allocated on a first-come, first-served basis.
- C) All hunting must be from registered blind sites only and hunters must occupy their blinds within one hour after registering at the check station.

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- D) Upon vacating their blinds, hunters must place their completed harvest cards in the collection boxes located at either the east or west boatdock.
- E) There will be a duly posted waterfowl refuge. This area shall be closed to all boat traffic and boat fishing during the waterfowl season. Bank fishing along the dam shall be permitted.
- F) A waterfowl refuge will be located on State land between the east and west arms of the lake. Additional refuges are located on waters from the junction of the center arm and the east arm of the lake north to the refuge area, the area adjacent to the power plant is utilized as a fly ash pond and the south portion of the west arm shall be duly designated as inviolate areas.
- G) No more than 4 persons shall occupy a blind at one time.
- H) Waterfowl hunting shall be permitted on State leased lands and waters in the Sangchris Lake State Park area, except in duly posted refuge areas, developed recreation areas, a minimum of 300 yards from all high lines and 500 feet from construction or industrial sites. The center arm of the lake shall be closed to all waterfowl hunting.
- I) Blind sites shall be determined by the Department of Conservation and marked with a numbered stake. When it is deemed necessary, the Department of Conservation shall remove, move or close blind sites in order to carry out the operations of the overall management program.
- J) Hunters wishing to move to another blind location may do so after 10 a.m. providing they include the blind change on the harvest card and report their kill for each blind.
- K) Access to blind sites shall be by boat only and from designated boat launch sites, the West Hill Boat Launch and the East Harbor Boat Launch. A corridor located north of the Middle Peninsula along the southern edge of the existing refuge will be established to provide access to the west arm of the Lake from the East Harbor Boat Launch when the West Hill Boat Launch is closed. Such notice of corridor use shall be announced prior to the blind drawing for that day.
- L) All hunting must be from 1 portable blind or 1 anchored portable blind located within a numbered cove and between the assigned numbered stakes. Portable blinds or boat blinds must have been completed, including final brushing, before entering the area, and removed at the end of each hunting day. Cutting of natural vegetation for any purpose is unlawful.
- M) Crippled waterfowl that fall on land, other than areas designated as refuge, shall be retrieved by foot. However, no gun may be carried while



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- attempting to recover such birds.
- N) No pits or blinds shall be built on State leased or Commonwealth Edison land.
- O) Blind sites: A position between two like numbered stakes within a cove where a blind may be located.
- P) Corridor - Water travel lane, during waterfowl season only, for boating back and forth to blind sites.
- Q) Fishing shall be prohibited in the east and west arms of the lake during the period from 10 days prior to the duck season through the end of the lake season. Fishing shall be prohibited in the west arm of the lake during that portion of the goose season that follows the duck season.
- R) Each party must hunt over a minimum of 12 decoys, and all decoys must be removed at the end of each day's hunt.
- S) When it is deemed necessary for public safety reasons, such as flooding, high winds, or heavy fog, the Department of Conservation will close the lake area to all fishing and all boating activity except for non-water hunting programs.

23) Shawnee National Forest, Bluff Lake

- A) Goose hunting is prohibited.
- B) Shooting hours: legal opening until noon.
- C) No permanent blinds or other structures may be constructed on the site.

24) Shawnee National Forest, LaRue Scatters

- A) All hunting must be by walking in or in boats without motors.
- B) Shooting hours for all species in this area shall close at 12:00 Noon local time, except bow hunting for deer shall be permitted in accordance with statewide deer hunting hours (17 Ill. Adm. Code 670).
- C) Permanent blinds shall not be constructed in this area and all equipment used in the taking of waterfowl must be removed at the end of each hunting day.

25) Shawnee National Forest, Oakwood Bottoms (Green Tree Reservoir west of the Big Muddy levee)

- A) All hunting must be by walking into the area.

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- B) Shooting hours for all species on this area shall close at 12:00 Noon local time, except bow hunting for deer shall be permitted in accordance with Statewide deer hunting hours (17 Ill. Adm. Code 670).
- C) Permanent blinds shall not be constructed in this area and all equipment used in the taking of waterfowl must be removed at the end of each hunting day.
- D) Each hunting party must hunt over a minimum of 12 decoys in Compartments 19, 20 and 21.
- E) No person shall tamper with or attempt to manipulate any of the gates, pumps or structures in the sub-impoundment area.

26) Stephen A. Forbes

- A) Daily hunting hours are legal open to 1:00 p.m.
- B) On the main lake hunting is allowed from a boat blind only and must be within 100 yards of a staked location.
- C) Only walk-in hunting is allowed in the sub-impoundment. Hunting must occur within 100 yards of a staked location.
- D) Hunting shall be allowed on a first-come, first-served basis. All hunters must use 12 decoys, minimum.

27) Ten Mile Creek Fish and Wildlife Area

- A) Permit required.
- B) All blinds must be of portable nature or constructed with natural vegetation located at the blind site and must be removed or dismantled at the end of the day's hunt.
- C) No goose pits or permanent blinds shall be dug or built on State lands.
- D) The distance between waterfowl hunting parties or blind sites shall be no less than 200 yards.
- E) Waterfowl hunters must obtain permit prior to hunting.
- F) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
- G) Areas designated as REFUGE are closed to all access during the Canada



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Goose Season only. REFUGE designation has been given to all land in Unit I, and the 260 acre tract at the Western edge of Unit II.

## 28) Union County (Firing Line Waterfowl Management Area)

- A) It shall be unlawful to take a gun beyond the posted boundary while retrieving crippled geese.
- B) This area shall be closed at 12 noon during the goose season.
- C) Hunters may not possess more than 5 shells for each Canada Goose or subspecies allowed in the daily bag.
- D) Waterfowl hunting from staked sites only.

(Source: Emergency amendments at 15 Ill. Reg. 16745, effective November 5, 1991, for a maximum of 150 days)

## DEPARTMENT OF PUBLIC AID

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## 1) The Heading of the Part: CRISIS ASSISTANCE

## 2) Code Citation: 89 Ill. Adm. Code 116

## 3) Section Numbers: Emergency Action:

116.500 Amendment  
116.520 Amendment

## 4) Statutory Authority: Section 4-12 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par. 4-12, as amended by Public Act 87-14.)

## 5) Effective Date of Emergency Amendments: November 1, 1991

## 6) If these Emergency Amendments are to expire before the end of the 150-day period, please specify the date on which they are to expire: Not applicable

## 7) Date Filed in Agency's Principal Office: November 1, 1991

## 8) Reason for Emergency: This rulemaking implements portions of Section 2-3 of Public Act 87-14, effective July 24, 1991. That Act specifically provides that the changes made by this rulemaking may be made by Emergency Rulemaking.

## 9) A Complete Description of the Subjects and Issues Involved: These rules add a requirement to Special Assistance and Hardship Assistance that such assistance may be given only during one period of thirty (30) consecutive days in any twelve (12) consecutive months. This is the identical requirement already found in Emergency Assistance. This requirement was added by Public Act 87-14.

## 10) Are there any proposed amendments pending to this Part? No

## 11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

## 12) Information and questions regarding these Emergency Amendments shall be directed to:

## Name:

David E. Peterson, Deputy General Counsel  
Office of the General Counsel

## Address:

Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762



## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

## NOTICE OF EMERGENCY AMENDMENTS

Telephone: (217) 782-1233

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

The full text of the Emergency Amendments begins on the next page:

PART 116  
CRISIS ASSISTANCE

## Section

Incorporation By Reference

116.10 Crisis Assistance Programs

116.400 Special Assistance Program

116.500

EMERGENCY

116.510 Emergency Assistance Program

116.520 Hardship Program

EMERGENCY

AUTHORITY: Implementing Articles III, IV and VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq. and 12-13)

SOURCE: Filed and effective December 30, 1977; amended at 4 Ill. Reg. 13, p. 1287, effective March 17, 1980; amended at 5 Ill. Reg. 12722, effective October 28, 1981; codified at 7 Ill. Reg. 5195; emergency amendment at 9 Ill. Reg. 18154, effective November 15, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 11027, effective June 11, 1986; amended at 11 Ill. Reg. 6487 effective March 17, 1987; amended at 12 Ill. Reg. 14207, effective August 30, 1988; amended at 13 Ill. Reg. 3847, effective March 10, 1989; amended at 14 Ill. Reg. 16970, effective September 30, 1990; amended at 15 Ill. Reg. 16719, effective November 1, 1991; emergency amendment at 15 Ill. Reg. 16722, effective November 1, 1991, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 116.500

## Special Assistance Program

EMERGENCY

a) A special assistance payment may be provided in the following situations:

1) THE FAMILY IS RENDERED HOMELESS OR IS THREATENED WITH HOMELESSNESS AS A RESULT OF A FIRE, FLOOD OR OTHER NATURAL DISASTER.

2) THE FAMILY HAS AN EVICTION OR A COURT ORDER TO



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

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EMERGENCY

VACATE THE PREMISES FOR REASONS OTHER THAN NON-PAYMENT OF RENT.

3) A SPOUSE AND CHILD HAVE LEFT THE RESIDENCE OCCUPIED BY A SPOUSE WHO WAS PHYSICALLY ABUSING THE NOW HOMELESS SPOUSE OR CHILD.

4) THE FAMILY IS DEPRIVED OF ESSENTIAL ITEMS OF FURNITURE AND/OR CLOTHING BY FIRE, FLOOD OR OTHER NATURAL DISASTER (Section 4-12 of the Illinois Public Aid, Ill. Rev. Stat. 1985, ch. 23, par. 4-12).

5) The family is deprived of food as a result of fire, flood or other disaster which does not render the family homeless and cannot be met through the food stamp program. Food cannot be authorized for replacement of lost or stolen food stamps.

6) The family is threatened with dissolution of the family unit by economic necessity as evidenced by a decision by the Illinois Department of Children and Family Services (DCFS) that the child will have to be placed in a foster home setting if the economic crisis is not alleviated.

b) Payment shall be made for the following items when the recipient has demonstrated a need for such an item:

1) One month's rent;

2) Food (minus the amount of available food stamps);

3) Essential clothing;

A) Essential clothing is defined as those articles of clothing appropriate for the season which the recipient would have purchased with the money which is lost or stolen.

B) If everyone in the assistance unit has at least one full set of clothing, appropriate to the season, this allowance for clothing will not be authorized.

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## NOTICE OF EMERGENCY AMENDMENTS

Section 116.500 Special Assistance Program (Cont'd)

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4) Household supplies; and

5) Essential household furnishings.

c) Maximum Payments

1) Shelter Costs (One month's rent)

Group I Counties-\$142.00

Group II Counties-\$123.00

Group III Counties-\$87.00

(See 89 Ill. Adm. Code 113.258 for County Groups)

2) Clothing, Household Supplies

Size Assistance Unit	Clothing	Household Supplies
1	\$ 34.00	\$11.00
2	\$ 58.00	\$14.00
3	\$ 92.00	\$17.00
4	\$117.00	\$17.00
5	\$146.00	\$20.00
6	\$174.00	\$20.00
7	\$204.00	\$22.00
8	\$233.00	\$22.00
9	\$261.00	\$23.00
10	\$291.00	\$24.00

3) Food - \$2.00 per person per day until the receipt of the next regular warrant (AFDC recipients) or until receipt of regular source of income or receipt of food stamps (non-AFDC recipients) not to exceed 30 days.

4) Household Furnishings

A) Kitchen table - \$50.00  
one per assistance unit

B) Kitchen Chair - \$10.00  
one per person in assistance unit

C) Beds - to ensure adequate sleeping



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Special Assistance Program (Cont'd)

facilities for all members of the assistance unit.

- i) Bed frame - \$30.00
- ii) Single mattress and springs - \$70.00
- iii) Double mattress and springs - \$100.00
- iv) Bunk beds (including mattresses and springs) - \$130.00
- v) Crib (including mattress) - \$65.00

## d) Time Limits

- 1) For families already receiving financial assistance, a decision on a request for Special Assistance shall be made within five (5) work days of the date of request. Assistance shall be authorized within two (2) work days following the decision.
- 2) For families not already receiving financial assistance:

- A) five (5) work days shall be allowed for the client to provide necessary verifications; and five (5) work days shall be allowed to determine eligibility.
- B) Assistance shall be authorized within five (5) work days of a determination of eligibility.

## e) Program Restriction

The recipient may only receive special assistance during one period of thirty (30) consecutive days in any twelve (12) consecutive months. This may include payments to meet needs which occur before or extend beyond the thirty (30) day period.

(Source: Emergency amendment at 15 Ill. Reg. 16772, effective November 1, 1991, for a maximum of 150 days)

## DEPARTMENT OF PUBLIC AID

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Hardship Program

## a)

When a client who is receiving financial assistance as a General Assistance (GA) case in the City of Chicago, or as an Aid to Families With Dependent Children (AFDC) case, or as an Aid to the Aged, Blind or Disabled (AABD) case experiences a hardship resulting from needs which cannot be met from existing client resources, existing community resources, the assistance standards, Medical Assistance Program, Special Assistance Program or Emergency Assistance Program, the client may request special consideration as a hardship. Needs covered by the Hardship Program include:

## 1) Essential Food

If the client fails to use all existing community resources for food, the allowance for food will not be authorized.

## 2) Essential Clothing

- A) Essential clothing is defined as those articles of clothing appropriate for the season.
- B) If everyone in the assistance unit has at least one full set of clothing, appropriate to the season, this allowance for clothing will not be authorized.

## 3) Repairs or Replacement of Furnaces (Homestead Property Only)

- A) No repair or replacement will be authorized when there is co-ownership of the property with an individual not in the assistance unit.
- B) Repair or replacement of a furnace is limited to property that is not in danger of foreclosure. The assistance unit must provide verification which indicates mortgage payments and tax payments are current.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Section 116.520

Hardship Program (Cont'd)

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- C) No repair or replacement of the furnace will be approved for homes which have knowingly been purchased with non-working furnaces.
- D) Before total replacement of a furnace is considered, verification must be provided from a reputable source (i.e., recognized in the community as being in the furnace repair business) that the furnace is not repairable.
- E) Hardship Assistance for furnace repair must be seasonally appropriate (September through May).
- 4) Non-Medical Needs Related to Essential Medical Care
- Non-medical needs for essential medical care are needs associated with the provision of specialized or essential medical care and include the following:
- A) Food - when overnight lodging is required or when extensive travel is required during the day in order to obtain essential or specialized medical care.
- B) Lodging - when overnight lodging is required to obtain essential or specialized medical care.
- C) Transportation to the source of essential or specialized medical care when it cannot be provided by the Medical Assistance Program or some other source. Transportation expenses for routine office visits associated with normal medical care shall not be allowed.
- D) Telephone Installation - when a telephone is essential for medical treatment.
- b) Maximum Payments
- The maximum payments for essential food, clothing, and household furnishings used under the Special

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Section 116.520

Hardship Program (Cont'd)

EMERGENCY

- Assistance Program (see Section 116.500) are also used for the Hardship Program. The maximum payment amounts allowed for other items are:
- 1) Repair or Replacement of a furnace - Repair or replacement of a furnace will be based on the lowest cost estimate from a reputable source for the same or similar type heating system. No up-grading of heating systems will be approved.
- 2) Non-medical needs related to essential medical care:
- A) Food - \$9.00 a day or \$3.00 per meal.
- B) Lodging - Lodging expenses shall be approved for the least expensive rate which provides lodging that is adequate and available to meet the individual's needs. Payment will not be provided for a higher amount if it can be determined that lodging is available free of charge or at a lower rate.
- C) Transportation - when transportation cannot be provided by the Medical Assistance Program, transportation expenses shall be approved for the least expensive mode of transportation adequate to meet the individual's needs. When transportation is by private automobile, the allowable rate shall be at 24¢ per mile.
- D) Telephone Installation - When medically necessary, payment shall be made for the installation of one telephone, based on the service estimate provided by the local phone company. If the telephone instrument cannot be leased from the phone company, payment may also be authorized to purchase a telephone. Payments shall not be authorized for required deposits, for previously owed bills, or for on-going monthly bills once the phone has been installed.

c) Eligibility for the Hardship Program



## DEPARTMENT OF PUBLIC AID

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Section 116.520 Hardship Program (Cont'd)  
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1) Eligibility for non-medical needs related to essential medical care is determined through the verification of a specialized or essential medical need. The verification of a specialized or essential medical need is provided by the client's primary care physician. Eligibility for all other needs defined under the Hardship Program shall be determined by verifying the need for hardship assistance and by calculating the amount of income the family has available to meet the verified hardship need.

2) If the family's available income is more than the cost of the needed item, the family is not eligible for Hardship Assistance. Available income is calculated by subtracting the family's necessary living expenses from the family's total income. The family is defined as children, the children's mother, father (including step-parents and grandparents), if they reside in the household.

3) Income from all sources is used to determine the family's total income. Total income includes, but is not limited to the following: all public assistance grants, SSA, SSI, Child Support, energy assistance checks, wages, retirement benefits, pensions, etc. No source of income is exempt from consideration when determining the family's total income.

4) The following expenses only are considered necessary living expenses under the Hardship Program:

- A) Shelter - rent or mortgage
- B) Necessary utilities - heat, gas, electricity, water, sewer and trash
- C) A food expense amount - determined by subtracting the family's food stamp amount from the USDA maximum for that size household (see 89 Ill. Adm. Code 121.64).

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Section 116.520 Hardship Program (Cont'd)  
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D) An amount, based on size of the assistance unit for the purchase of household supplies. The allowable amounts are:

Size Assistance Unit	Household Supplies
1	\$11.00
2	\$14.00
3	\$17.00
4	\$17.00
5	\$20.00
6	\$20.00
7	\$22.00
8	\$22.00
9	\$23.00
10	\$24.00

For assistance units greater than 10, allow \$1.00 for each additional person.

5) When there are other people present in the household that have income but are not part of the family, expenses for shelter, utilities and food shall be prorated. When there are two or more separate assistance units in the same household, expenses should be prorated between the two assistance units.

6) Only rent, mortgage and necessary utility expenses which have been verified as actually paid by the client shall be allowed as a living expense. The family's necessary living expenses are subtracted from the family's total income to determine the family's available income. This income is considered to be available for use by the family to meet its hardship need(s).

7) The family's available income is compared to the cost (the maximum payment amount) of the needed item. If the family's available income is more than the cost of the needed item, the family is not eligible for Hardship Assistance.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Section 116.520 Hardship Program (Cont'd)  
EMERGENCY

- 8) When more than one item is needed, the Department shall subtract the cost of the most expensive items from available income which ensures that the maximum amount of the family's available income is applied toward the cost of the needed items. The combination of items which can be purchased by the maximum use of available income will be disapproved by the Department. The remaining needed items which cannot be purchased through the use of available income shall be approved by the Department.

## d) Time Limits

- 1) A decision shall be made and assistance, if any, issued within forty-five (45) days of the date of the request for hardship assistance.
- 2) When a home visit to verify need has been attempted, seven (7) calendar days shall be allowed for the client to contact the Department and schedule a second visit. If the client fails the second attempted visit, the request for hardship assistance will be denied.
- 3) Ten (10) calendar days shall be allowed for the client to provide any additional verification, which was not available at the home visit.

## e) Program Restrictions

- 1) Payment for the cost of repair or maintenance of homestead property for AFDC and GA clients shall not be allowed under this program. See 89 Ill. Adm. Code 113.307 for property repairs as a special need item for AABD clients.
- 2) Except for non-medical needs related to essential medical care, the recipient may only receive hardship assistance during one period of thirty (30) consecutive days in any twelve (12)

## DEPARTMENT OF PUBLIC AID

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Section 116.520 Hardship Program (Cont'd)  
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consecutive months. This may include payments to meet needs which occur before or extend beyond the thirty (30) day period.

(Source: Emergency amendment at 15 Ill. Reg. 16772, effective November 1, 1991, for a maximum of 150 days)



ILLINOIS REGISTER

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NOTICE OF EMERGENCY AMENDMENT(S)

- 1) The Heading of the Part: Regulations under Illinois Securities Law of 1953
- 2) Code Citation: 14 Ill. Adm. Code 130
- 3) Section Numbers: Emergency Action:  
130.110  
Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121 1/2, par. 137.11.A
- 5) Effective Date of Rule (s): November 6, 1991
- 6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: N/A
- 7) Date Filed in Agency's Principal Office: November 5, 1991

8) Reason for Emergency: Public Act 87-463 was signed by the Governor on September 12, 1991, the effective date of the Act. The Act amends Sections 8(B) and 8(D) of the Illinois Securities Law of 1953 to provide a fee to fund the Securities Audit and Enforcement Fund. The fund will allow the Securities Department to conduct Audits of entities which are selling securities or offering investment advice to the public in Illinois, especially those entities which hold investors money or securities and are not subject to regulation by any other agency.

The Department through the legislative process worked with the affected entities through the Secretary of State's Securities Advisory Committee and the Securities Industry Association. A summary of the Act is being mailed to all registered dealers and investment advisers, and a copy of the Act has been mailed to industry groups, securities law publishers and self-regulatory organizations.

It was noted that the salesperson transfer fee was omitted. This fee is critical to the funding of the Securities Audit program. The Section is further clarified to reflect that a single payment of fee is acceptable.

- 9) A Complete Description of the Subjects and Issues Involved:

Section 130.110 - reflects new fees.

SECRETARY OF STATE

NOTICE OF EMERGENCY AMENDMENT(S)

- 10) Are there any proposed amendments to this part pending?  
Yes
- 11) Statement of Statewide Policy Objectives: N/A
- 12) Information and questions regarding this rule shall be directed to:

Name: Michael A. Chizmar  
Address: 900 South Spring Street  
Springfield, Illinois 62704  
217/785-4941

The full text of the emergency amendments begins on the next page:



SECRETARY OF STATE

NOTICE OF EMERGENCY AMENDMENT(S)

TITLE 14: COMMERCE  
SUBTITLE A: REGULATION OF BUSINESS  
CHAPTER I: SECRETARY OF STATE

PART 130

REGULATIONS UNDER ILLINOIS SECURITIES LAW OF 1953

SUBPART A: RULES OF GENERAL APPLICATION

Section  
130.100 Business Hours of the Securities Department  
130.101 Computation of Time  
130.110 Payment of Fees  
EMERGENCY  
130.120 Place of Filing  
130.130 Date of Filing  
130.140 Requirements as to Proper Form  
130.141 Additional Information  
130.142 Additional Exhibits  
130.143 Information Unknown or Not Reasonably Available  
130.144 Requirements as to Paper, Printing, and Language  
130.145 Number of Copies--Signatures  
130.190 Provisions for Granting of Variance from Rules

SUBPART B: DEFINITIONS

130.200 Definitions of Terms Used in the Rules  
130.201 Definition of the Term "Investment Contract", as Used in Section 2.1 of the Act  
130.202 Definition of the Term "Fractional Undivided Interest", as Used in Section 2.1 of the Act with Reference to Oil and/or Gas Leases, Rights or Royalties  
130.205 Definition of the Term "Issuer" as Used in Section 2.2 of the Act as Applied to Fractional Interests in Oil, Gas and Other Mineral Leases, Rights or Royalties  
130.210 Definition of Acts Not Constituting a "Sale" or "Offer" as Used in Section 2.5 of the Act  
130.215 Definition of "Commission From an Underwriter or Dealer Not in Excess of the Usual and Customary Distributors' or Sellers' Commissions", as Used in Section 2.6 of the Act for Certain Transactions  
130.216 Definition of "Participates" and "Participation", as Used in Section 2.6 of the Act in Relation to Certain Transactions  
130.220 Definition of "Regularly Engaged in Securities

SECRETARY OF STATE

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130.221 Sales Activities", as Used in Section 2.9 of the Act  
130.225 Exclusion of Certain Persons from the Definition of Investment Adviser in Section 2.11 of the Act  
130.233 Definition of "Investment Fund Shares", as Used in Section 2.15 of the Act in Relation to Certain Issuers  
130.234 Definition of the Phrase "Promissory Note or Draft, Bill of Exchange or Bankers' Acceptance" as Used in Section 3(L) of the Act  
130.235 Definition, For Certain Purposes, of the Terms "Employee Security-Purchase Plan", "Employee Profit-Sharing Trust or Plan", "Employee Pension Trust or Plan", as Used in Section 3.N and Section 3.O of the Act  
130.241 Definition, For Certain Purposes, of the Terms "Employee Profit-Sharing Trust or Plan", "Employee Pension Trust or Plan", as Used in Section 3.O of the Act  
130.242 Definition of the Term "Institutional Investor" under Sections 4C and 4D of the Act  
130.244 Definition of the Term "Financial Institution" under Section 4C and 4D of the Act  
130.245 Definition of "Issuer Required to File Reports Pursuant to the Provisions of Section 13 or Section 15(d) of the Federal 1934 Act" with Respect to Certain Foreign Private Issuers and Reports Required to be Filed at Regular Intervals Pursuant to the Provisions of Section 13 or Section 15(d), as Used in Section 4(F)(1) of the Act  
130.246 Definition of the Terms "Balance Sheet" and "Income Statement", as Used in Section 4.F of the Act  
130.247 Definition of the Terms "Residents of this State", "Aggregate Sales Price" and "Sales Made in Reliance Upon the Exemption" Under Section 4(G) of the Act and "General Advertising or General Solicitation" Under Sections 4(G), 4(H), 4(M) and 4(R) of the Act  
130.248 Definition of the Term "Public" as Used in Section 4(G)(4) of the Act  
130.250 Definition of the Terms "Offers for Sale" and "Solicitations of Offers to Buy", as Used in Section 4.L of the Act  
130.251 Definition, For Certain Purposes, of the Terms "Commissions, Remuneration or Discounts", as Used in Section 4 and Section 5 of the Act  
Definition of the Term "Maximum Aggregate



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130.270 Price", as Used in Section 5 of the Act  
130.280 Definition of Certain Persons Not Considered to  
130.282 Be Dealers Under Section 2.7 of the Act  
130.285 Definition of the Term "Branch Office", as  
Used in Section 8 of the Act  
130.291 Definition, For Certain Purposes, of the Term  
"Officers", as Used in Section 2.9 and Section  
8.B.(6) of the Act  
130.295 Definition, For Certain Purposes, of the Terms  
"Inequitable", "Tend to Work a Fraud or Deceit",  
and "Fraudulent Business Practices", as Used in  
Section 8 and Section 11 of the Act  
130.299 Definition of the Terms "Fraudulent" and "Work or  
Tend to Work a Fraud or Deceit" as Used in  
Sections 11.E and 12.F of the Act for Purposes of  
the Payment of Completion Costs in Connection with  
the Offer or Sale of Securities Involving an Oil,  
Gas or Other Mineral Lease, Right or Royalty

SUBPART C: EXEMPT SECURITIES

Section 130.370 Automated Quotation System Deemed to Have  
Substantially Equivalent Standards for Designation  
as Required By One or More Exchanges Set Forth in  
Section 3(G) of the Act

SUBPART D: EXEMPT TRANSACTIONS

Section 130.436 Procedures for Applying for Trading  
Authorization Pursuant to Section 4(F) (2) of the  
Act  
130.440 Procedures for Filing Reports of Sale under  
Section 4(G) of the Act  
130.441 Calculation of Number of Persons Under Section  
4(G) or 4(M) of the Act  
130.442 Report of Sale of Securities pursuant to Section  
4(G) of the Act  
130.490 Procedures for Filing Reports of Sale under  
Section 4.P of the Act  
130.491 Report of Sale of Securities Pursuant to Section  
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130.503 Disclaimer of Control  
130.505 Formal Requirements as to Consents  
130.506 Consents Required in Special Cases  
130.507 Application to Dispense with Consent  
130.508 Consent to Use of Material Incorporated by  
Reference  
130.510 Procedures for Registration of Securities by  
Coordination under Section 5(A) of the Act  
130.520 Procedures for Registration of Securities by  
Qualification under Section 5.B of the Act  
130.530 Renewal of Registration of Securities Under  
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130.531 Computation of Fees  
130.532 Registration of Additional Securities  
Pursuant to Section 5(C) (2) of the Act  
130.533 Formal Requirements for Amendments Under  
Section 5 of the Act  
130.534 Powers to Amend or Withdraw Registration Statement  
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130.540 Procedure with Respect to Abandoned Registration  
Statements, Applications for Trading  
Authorizations and Post-Effective Amendments  
Additional Fees Under Section 5 of the Act  
130.550 Legibility of Prospectuses  
130.570 Presentation of Information in Prospectuses  
130.571 Summaries or Outlines of Documents  
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130.573 Incorporation of Certain Information by Reference  
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Reference  
130.575 Statement Required in Prospectuses  
130.576 Prospectuses Supplementing Preliminary Material  
130.577 Supplied Previously  
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Contents of Prospectuses  
130.581 Statement as to Stabilizing Required in  
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130.582 Contents of Prospectus When Two or More  
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130.590 Identifying Statements  
130.591 Requirements as to Appraisals  
130.592 Omission of Substantially Identical Documents  
130.593 Incorporation of Exhibits by Reference

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130.600  
130.610

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Procedures for Registration of Face Amount  
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Renewal of Registration of Face Amount  
Certificate Contracts Under Section 6(F) of the Act  
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Preamble  
Title of Investment Fund Shares Registered Under  
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Fund Shares by Coordination under Section 7(A) of  
the Act

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130.710

Amendatory Statement for the Registration of  
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Change in Organization or Operations Pursuant to  
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130.715

Renewal of Registration of Investment Fund Shares  
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130.841

130.730

Additional Fees Under Section 7 of the Act  
Acts Which "Work or Tend to Work a Fraud  
or Deceit", in Connection with Offers, Sales or  
Dispositions of Investment Fund Shares

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Reporting of Dealer Branch Office Location(s) and  
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Examinations Deemed Satisfactory for Purposes of  
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Under Section 8(B)(9)(a) of the Act Prior to  
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Procedure for Requesting Waiver of Dealer,

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Salesperson or Investment Adviser Examination  
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Dealer  
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Registered Dealer Net Capital Requirements  
Confirmations  
Notice of Materially Adverse Financial Condition  
Required to Be Filed With the Securities  
Department By a Registered Dealer  
Investor Protection Requirement of a Dealer  
Registered Under Section 8 of the Act  
Examinations Deemed Satisfactory for Purposes of  
Determining Sufficient Knowledge Under Section  
8(C)(7) of the Act for Registration as a  
Salesperson

Procedures for Registration as an Investment  
Adviser Under Section 8(D) of the Act  
Reporting of Investment Adviser Branch Office  
Location(s) and Required Fees  
Examinations and Education Programs  
Deemed Satisfactory for Purposes of Determining  
Sufficient Knowledge for Each Principal Under  
Section 8(D)(9) of the Act Prior to Registration  
as an Investment Adviser  
Statement of Financial Condition to Be Filed By  
a Registered Investment Adviser Which Retains  
Custody of Client's Cash or Securities or Accepts  
Pre-Payment of Fees in Excess of \$500.00 Per  
Client and Six (6) or More Months in Advance and  
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Written Disclosure Statements of a Registered  
Investment Adviser  
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Compensation  
Account Transactions  
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Procedure with Respect to Abandoned Investment  
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Section  
130.1001

Service of Process upon the Secretary of State

SUBPART K: PROCEDURES FOR ADMINISTRATIVE HEARINGS

Section  
130.1100

Preamble

130.1101

Qualifications and Duties of the Hearing Officer

130.1102

Notice of Hearing

130.1103

Institution of a Contested Case by the Securities Department

130.1104

Requirement to File an Answer

130.1105

Amendment or Withdrawal of the Notice of Hearing

130.1106

Representation

130.1107

Special Appearance

130.1108

Substitution of Parties

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130.1110

Motions

130.1111

Requirements Relating to Continuances

130.1112

Rules of Evidence

130.1113

Form of Papers

130.1114

Bill of Particulars

130.1115

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Examination of Witnesses

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Subpoenas

130.1118

Pre-Hearing Conferences

130.1119

Record of a Pre-Hearing Conference

130.1120

Hearings

130.1121

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Record of Hearing

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Burden of Proof

130.1125

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130.1126

Open Hearings

130.1127

Corrections to the Transcript

130.1128

Imposition of Fines

130.1129

Application for Hearing to Present Newly Discovered Evidence

SUBPART O: EVIDENTIARY MATTERS AND NON-BINDING STATEMENTS

Section  
130.1520

Request for Non-Binding Statements

SUBPART P: SAVINGS PROVISIONS

Section  
130.1661

Investors Syndicate of America, Inc.

130.1662

State Bond and Mortgage Company

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SUBPART Q: PUBLIC INFORMATION

Section  
130.1701

Inspection of Applications

130.1702

Inspection of Dealer, Salesperson and Investment Adviser Records

130.1703

Non-Public Distribution of Information

AUTHORITY: Implementing and authorized by The Illinois Securities Law of 1953 (Ill. Rev. Stat. 1987, ch. 121 1/2, par. 137.1 et seq.).

SOURCE: Filed February 23, 1977, effective March 5, 1977; amended at 5 Ill. Reg. 9139, effective August 27, 1981; amended at 6 Ill. Reg. 6455, effective May 19, 1982; codified at 6 Ill. Reg. 12674; emergency amendment at 7 Ill. Reg. 17427, effective December 31, 1983, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 1476, effective January 18, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 3803, effective March 14, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13419, effective July 12, 1984; amended at 8 Ill. Reg. 13840, effective July 19, 1984; emergency amendment at 8 Ill. Reg. 13889, effective July 20, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 208, effective December 20, 1984; emergency amendment at 10 Ill. Reg. 393, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 10753, effective June 3, 1986; recodified at 10 Ill. Reg. 19554; emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 14 Ill. Reg. 884, effective December 30, 1989; amended at 14 Ill. Reg. 5188, effective March 26, 1990; emergency amendment at 15 Ill. Reg. 14303, effective November 1, 1991, for a maximum of 150 days; withdrawn at 15 Ill. Reg. 16807; emergency amendment at 15 Ill. Reg. 16785, effective November 6, 1991, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 130.110 Payment of Fees  
EMERGENCY

a) Fees under the Act are as follows:

Section 4(F)(2)

Application Filing Fee

\$1,000

Section 4(G)

Report of Sale Filing Fee

\$25-\$1,000\*



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Section 4(P)

Offering Sheet Examination Fee \$300

Report of Sale Filing Fee \$10-\$100\*

Section 5(A)

General Filing or Renewal Fee \$500-\$2,500\*\*

Filing or Renewal Fee for Shelf Offerings \$500-\$6,000\*\*

Filing or Renewal Fee for Series Issuers \$500-\$3,000\*\*

Section 5(B)

Examination Fee \$300

Filing Fee \$500-\$1,500\*\*

Amendment Examination Fee \$50

Section 5(C)

General Oversale Filing Fee \$500-\$1,000\*\*\*

Oversale Filing Fee for Shelf Offerings \$500-\$5,500\*\*\*

Oversale Filing Fee for Series Issuers \$500-\$2,500\*\*\*

Section 5(E)

Additional fee for renewal of securities 6 days or less but prior to expiration of registration or renewal \$200

Additional fee after expiration of registration or renewal (not to exceed one year after the date of expiration of the most recent registration or renewal)

1st-30th day \$500

31st-60th day \$1,000

61st-90th day \$1,500

91st-120th day \$2,000

121st-150th day \$2,500

151st-180th day \$3,000

On or after 181st day \$5,000

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SECRETARY OF STATE

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Section 5(H)

Additional fee for the failure to file or file timely any required post-registration document \$50

Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made on the third through tenth business day after SEC effectiveness \$100

Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made after the tenth day after SEC effectiveness

11th-30th day \$200

31st-60th day \$400

61st-90th day \$600

91st-120th day \$800

121st-150th day \$1,000

151st-180th day \$1,200

On or after the 181st day \$2,500

Section 6(A)

Filing or Renewal Fee \$1,000

Amendment Filing Fee for Additional Series, Types or Classes \$100

Section 6(B)

Examination Fee \$300

Filing or Renewal Fee \$1,000

Amendment Examination Fee \$50

Amendment Filing Fee for Additional Series, Types or Classes \$100

Transaction Charge \$10

Annual Fee

1/30th of 1% of average of quarterly computation of aggregate principal amount of securities on deposit



## SECRETARY OF STATE

## NOTICE OF EMERGENCY AMENDMENT(S)

## Section 6(F)

Additional fee for renewal of securities 6 days or less but prior to expiration of registration or renewal \$200  
 Additional fee after expiration of registration or renewal (not to exceed one year after the date of expiration of the most recent registration or renewal)

1st-30th day \$500  
 31st-60th day \$1,000  
 61st-90th day \$1,500  
 91st-120th day \$2,000  
 121st-150th day \$2,500  
 151st-180th day \$3,000  
 On or after the 181st day \$5,000

## Section 6(L)

Additional fee for the failure to file or file timely any required post-registration document \$50  
 Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made on the third through tenth business day after SEC effectiveness \$100  
 Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made after the tenth day after SEC effectiveness

11th-30th day \$200  
 31st-60th day \$400  
 61st-90th day \$600  
 91st-120th day \$800  
 121st-150th day \$1,000  
 151st-180th day \$1,200  
 On or after the

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## NOTICE OF EMERGENCY AMENDMENT(S)

181st day \$2,500

Section 7(A)  
Filing or Renewal Fee

\$1,000 plus \$100 for each series, class or portfolio

Amendment Filing Fee for Additional Class or Classes \$100

## Section 7(B)

Examination Fee \$300  
 Filing or Renewal Fee \$1,000  
 Amendment Examination Fee \$50  
 Amendment Filing Fee for Additional Class or Classes \$100  
 Renewal Examination Fee \$200

Section 7(D)  
Amendatory statement

\$100

## Section 7(G)

Additional fee for renewal of securities 9 business days or less but prior to expiration of registration or renewal \$200  
 Additional fee after expiration of registration or renewal (not to exceed one year after the date of expiration of the most recent registration or renewal)

1st-30th day \$500  
 31st-60th day \$1,000  
 61st-90th day \$1,500  
 91st-120th day \$2,000  
 121st-150th day \$2,500  
 151st-180th day \$3,000  
 On or after the 181st day \$5,000

## Section 7(J)

Additional fee for the failure to file or file timely any



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NOTICE OF EMERGENCY AMENDMENT(S)

required post-registration document \$50  
Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made on the third through tenth business day after SEC effectiveness \$100  
Additional fee for the failure to file or file timely notice of SEC effectiveness for filings made after the tenth day after SEC effectiveness

11th-30th day \$200  
31st-60th day \$400  
61st-90th day \$600  
91st-120th day \$800  
121st-150th day \$1,000  
151st-180th day \$1,200  
On or after the 181st day \$2,500

Section 8

Dealer Filing or Renewal Fee

Dealer fee to report a change in its form of organization  
Investment Adviser Filing or Renewal fee

\$300\*\*\*\* plus \$20 for each branch office in this State \*\*\*\*

\$300

\$200\*\*\*\* plus \$20 for each branch office in this State plus a \$10 Securities Audit and Enforcement Fund fee for each investment adviser representative who is not registered in this state as a salesperson for a registered dealer (all fees may be paid by a single check).

SECRETARY OF STATE

NOTICE OF EMERGENCY AMENDMENT(S)

\*\*\*\*

Investment Adviser fee to report a change in its form of organization \$200  
Investment Adviser Examination Fee \$50  
Salesperson Filing or Renewal Fee

\$50\$40  
(\$40 filing or renewal fee and \$10 Securities Audit and Enforcement Fund fee; all fees may be paid by a single check)  
\$50\$40  
(\$40 transfer fee and \$10 Securities Audit and Enforcement Fund fee; all fees may be paid by a single check)

Salesperson Transfer Fee

Section 8(J)

Additional fee for the failure to file or file timely any required statement of financial condition or financial statement  
Additional fee for the second and subsequent failure to file or file timely any required statement of financial condition or financial statement \$250  
Additional fee for the failure to file or file timely any required post-registration document (other than statement of financial condition or financial statement) \$500  
Additional fee for the second and subsequent failure to file or file timely any required document (other than statement of financial condition or financial condition of financial condition or



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financial statement) \$250

Section 10  
Service of Process (when served upon the Secretary) \$10

Sections 15(B) and 15(C)  
Certificate \$10  
Certified Copy of Document \$10 plus  
Each Page Certified \$ .50

Section 15a  
Non-binding statement \$75

Duplication of documents each page duplicated \$ .50

Additional fee for payment of fee returned to the Securities Department due to insufficient funds or for a similar reason \$50

order endorsed over to the Secretary of State ("Secretary") shall be accepted as payment of any fee. All payments for administrative fines under Section 11(E) of the Act, except for a person registered under Section 5, 6, 7 or 8 of the Act, shall be made by United States postal money order, certified check or bank cashier's check.

c) Any person whose payment of fees is returned to the Securities Department due to insufficient funds or for a similar reason shall pay to the Secretary the amount of fee owed plus an additional fee as set forth in this Section for each payment returned. This fee shall include the fee required by Ill. Rev. Stat. Ch. 53 Par. 24, as defined in Section 130.200 of this Part.

d) The Secretary shall require any person to make payment of fees in the form of a United States postal money order, certified check, bank cashier's check or bank money order if any previous payment of fees has been returned to the Securities Department due to insufficient funds or for a similar reason.

\* 1/10th of 1% of the aggregate dollar amount reported therein, but not less than the specified minimum nor more than the specified maximum.

\*\* 1/20th of 1% of the maximum aggregate price, as defined in Section 130.251 of this Part, but not less than the specified minimum nor more than the specified maximum.

\*\*\* Twice the amount indicated if the renewal application is filed within 6 days preceding the expiration of the current registration.

b) All payments of fees, except for payment of administrative fines under Section 11(E) of the Act as set forth below, shall be made by check, money order, United States postal money order, certified check, bank cashier's check, bank money order or indicia of forms of electronic transfer of funds payable to the "Secretary of State". No third party check or money

(Source: Emergency amendment at 15 Ill. Reg. 16785 effective November 6, 1991, for a maximum of 150 days)



## DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL  
TO MEET THE OBJECTION OF THE JOINT COMMITTEE  
ON ADMINISTRATIVE RULES

1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED

2) Code Citation: 89 Ill. Adm. Code 113

3) Section Number:                      Action:

113.306                      Refusal

4) Date Notice of Proposed Rules Published in the Register:

July 26, 1991 (15 Ill. Reg. 10889)

5) Date JCAR Statement of Objection Published in the Register:

November 8, 1991 (15 Ill. Reg. 16521)

6) Summary of Action Taken by the Agency: The Joint Committee on Administrative Rules has objected to the Department's rulemaking eliminating payment for all stoves and refrigerators and payment for furniture in many cases on the basis that the Department failed to effectively consider the economic effect on not-for-profit agencies, specifically the Red Cross.

This rulemaking is required to keep the costs of the Department's Crisis Assistance Programs within the statutorily mandated \$3 million cap. The costs for stoves, refrigerators and furniture have increased so dramatically, that the Department cannot continue to make the payments. Because the Department has continued to pay for stoves, refrigerators and furniture for the months of July - October of this year, it is doubtful that the Department will be able to live within the \$3 million cap this Fiscal Year.

After the Department filed the Proposed Rule, the Red Cross sent numerous comments and asked for a meeting to discuss the continuation of payment for stoves and refrigerators for natural disasters, such as fires. (Payment for furniture for the victims of natural disasters will continue). A phone conference was held on October 8, 1991. At that time, the financial situation was explained to the Red Cross, including the fact that there was no room for additions under the \$3 million cap this year. What the Department did agree to was to review expenditures during the Fiscal Year under the new, reduced program. Then, next Fiscal Year the Department might be able to consider

## DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL  
TO MEET THE OBJECTION OF THE JOINT COMMITTEE  
ON ADMINISTRATIVE RULES

expansions to the program, including the provision of stoves and refrigerators for victims of natural disasters. The Red Cross agreed this was a reasonable approach, wanted to be kept involved and volunteered to do verifications if the program is expanded.

Based on all these facts and events, the Department believes it has done more than is legally required in considering the comments received by interested parties and considering the economic effect on not-for-profit agencies. For this reason, and the fact that there is simply no money in the budget for an expansion of Crisis Assistance at this time, the Department cannot modify its rulemaking in response to the Joint Committee's objection.



NOTICE OF REFUSAL  
TO MEET THE OBJECTION OF THE JOINT COMMITTEE  
ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: CRISIS ASSISTANCE
- 2) Code Citation: 89 Ill. Adm. Code 116
- 3) Section Numbers:

116.510 Refusal  
116.520 Refusal
- 4) Date Notice of Proposed Rules Published in the Register:

July 26, 1991 (15 Ill. Reg. 10897)
- 5) Date JCAR Statement of Objection Published in the Register:

November 8, 1991 (15 Ill. Reg. 16522 )

6) Summary of Action Taken by the Agency: The Joint Committee on Administrative Rules has objected to the Department's rulemaking eliminating payment for all stoves and refrigerators and payment for furniture in many cases on the basis that the Department failed to effectively consider the economic effect on not-for-profit agencies, specifically the Red Cross.

This rulemaking is required to keep the costs of the Department's Crisis Assistance programs within the statutorily mandated \$3 million cap. The costs for stoves, refrigerators and furniture have increased so dramatically that the Department cannot continue to make the payments. Because the Department has continued to pay for stoves, refrigerators and furniture for the months of July - October of this year, it is doubtful that the Department will be able to live within the \$3 million cap this Fiscal Year.

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Fiscal Year the Department might be able to consider expansions to the program, including the provision of stoves and refrigerators for victims of natural disasters. The Red Cross agreed this was a reasonable approach, wanted to be kept involved and volunteered to do verifications if the program is expanded.

Based on all these facts and events, the Department believes it has done more than is legally required in considering the comments received by interested parties and considering the economic effect on not-for-profit agencies. For this reason, and the fact that there is simply no money in the budget for an expansion of Crisis Assistance at this time, the Department cannot modify its rulemaking in response to the Joint Committee's objection.



## SECRETARY OF STATE

## NOTICE OF WITHDRAWAL OF EMERGENCY AMENDMENTS

1) The Heading of the Part: Regulations under Illinois Securities Law of 1953

2) Code Citation: 14 Ill. Adm. Code 130

3) Section Numbers: Emergency Action:  
130.110 Amendment

4) Date Notice of Emergency Amendment Published in the Illinois Register:

October 4, 1991 15 Ill. Reg. 14303

5) Reason for Withdrawal: It was noted that the salesperson transfer fee was omitted. This fee is critical to the funding of the Securities Audit Program. The Section requires further clarification to reflect that a single payment of fee is acceptable.

## DEPARTMENT OF REVENUE

## NOTICE OF PUBLIC INFORMATION

1. Statute requiring agency to publish this information in the Illinois Register:

Name of Act: Illinois Department of Revenue Sunshine Act  
Citation: Ill. Rev. Stat. 1989, ch. 127, par. 2001  
(Public Act 82-727, effective November 12, 1981)

2. Summary of information:

Index of Department of Revenue Sales and Excise Tax letter rulings issued for the Third Quarter of 1991.

The ruling letters are listed numerically with a brief synopsis under the following subjects:

Agents	Interest
Agricultural Producers and Products	Interstate Commerce
Assessments	Itinerant Vendors
Auto Renting Tax	Leasing
Bingo	Liquor Tax
Books and Records	Local Taxes
Bulk Sales	Mandatory Service Charges
C.O.A.D.	Manufacturers
Certificate of Registration	Manufacturing Machinery and Equipment
Cigarette Tax	Medical Appliances
Claims for Credit	Miscellaneous
Coal Fueled Devices	Motor Fuel Tax
Coal Mining Equipment	Motor Vehicles
Coins & Precious Metals	Nexus
Computer Software	Nonprofit Institutions
Construction Contractors	Occasional Sale
Cooperative Associations	Oil Field Equipment
Delivery Charges	Penalties
Distillation Machinery	Pollution Control Facilities
Drugs	Prepaid Sales Tax
Enterprise Zones	Products of
Exempt Organizations	Photoprocessing
Farm Machinery & Equipment	Property Tax
Federal Excise Tax	Public Utility Taxes
Financial Institutions	Real Estate Transfer Tax
Food	Repairs
Governmental Bodies	Replacement Vehicle Tax
Graphic Arts	Returns
Gross Receipts	Rolling Stock Exemption
Hotel Operators Tax	



## DEPARTMENT OF REVENUE

## DEPARTMENT OF REVENUE

## NOTICE OF PUBLIC INFORMATION

## 1991 THIRD QUARTER SUNSHINE INDEX

Sale at Retail  
 Sale for Resale  
 Sale of Service  
 Sellers of Newspapers,  
 Magazines, Etc.  
 Signature  
 Special Order  
 Statute of Limitations  
 Tax Collection  
 Tax Increment Financing  
 Tax Rate  
 Telecommunications Excise Tax  
 Temporary Storage  
 Trade-Ins  
 Use Tax  
 Vehicle Use Tax  
 Vendors

Copies of the ruling letters themselves are available for inspection and may be purchased for a minimum of \$1.00 per opinion plus 25¢ per page for each page over one.

The annual index of Sales and Excise Tax letter rulings (all four quarters) is available for \$3.00.

3. Name and address of person to contact concerning this information:

Margaret Forth  
 Legal Division  
 101 West Jefferson Street  
 Springfield, Illinois 62708  
 Telephone: (217) 782-6996

## AGRICULTURAL PRODUCERS &amp; PRODUCTS

91-0715 09/24/1991 Sales of farm chemicals used to control insects/rodents may be made to farmers tax-free, but not to grain elevators, co-ops or food processing operators. The farm chemical exemption in Section 130.1935 is limited to farm chemicals used in production agriculture, as defined in Section 2-35 of the ROTA. Grain elevators, co-ops and food processors represent businesses outside of "production" agriculture. The same reasoning applies to sales of farm chemicals made in the course of service.

## AUTO RENTING TAX

91-0652 08/21/1991 Rentals of automobiles for periods of one year or less are subject to the Automobile Renting Occupation and Use Tax Act.

## BOOKS AND RECORDS

91-0615 08/08/1991 There is no provision in Department regulations stating that an automobile dealer is prohibited from commingling operating funds with sales tax collected. The dealer must, however, comply with all regulations and remit the tax collected to the Department.

91-0658

08/22/1991 Books and records, generally, must be retained for three to three and one-half years which is the same period within which a Notice of Tax Liability can be issued by the Department of Revenue.

91-0713

09/24/1991 Discusses the documentation required of retailers when sales are made to exempt organizations.

## CLAIMS FOR CREDIT

91-0639

08/13/1991 If a construction contractor doing work for an exempt organization buys building materials that he will incorporate into that group's real estate, but does not provide the supplier with the group's "E" number, tax is properly assessed. If the contractor later provides proof of the group's exempt status on the date of sale, the supplier can apply for a credit, as long as he has first refunded the tax paid by the construction contractor.

91-0679

09/04/1991 When a taxpayer under the ROT pays to the Department an amount of tax not due under the provisions of the Act, either as a



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result of a mistake of fact or an error of law, such taxpayer may file a Claim for Credit with the Department.

## COMPUTER SOFTWARE

- 91-0515 07/05/1991 No tax is imposed on the sale of a maintenance agreement. When the seller of the maintenance agreement purchases items of tangible personal property for use in performing repairs under the maintenance agreement, he pays tax to his supplier based on the cost price of those items.
- 91-0528 07/09/1991 In order to have a nontaxable license of software, the license must contain the five elements required by Section 130.1935(a)(1). The requirement that the vendor will provide another copy at minimal or no charge if the customer loses or damages the software need not be stated explicitly in the license if the vendor can show by other evidence that such is its policy.
- 91-0531 07/10/1991 Person who purchases canned software and resells it with "installation" is a retailer. In determining gross receipts subject to the tax Department will look to principals of Section 130.450.
- 91-0568 07/24/1991 The retail sale of canned software is taxable.
- 91-0581 07/29/1991 A license of computer software is not subject to tax if the license meets the five requirements set out at 86 Ill. Adm. Code 130.1935(a)(1).
- 91-0587 07/30/1991 Computer software licenses are not subject to Retailers' Occupation Tax so long as the factors set out in 86 Ill. Adm. Code 130.1935 are all present.
- 91-0612 08/07/1991 A license of software that complies with the requirements of Section 130.1935(a)(1) is non-taxable.
- 91-0628 08/12/1991 If a license of software meets all five requirements of Section 130.1935(a)(1)(A-E), it constitutes a non-taxable license of software. If such a license also contained a maintenance agreement providing for updates of software, the license could potentially become taxable if the updates caused the agreement not to meet all five criteria of 130.1935(a)(1)(A-E). The requirements of Section 130.1935(a)(1)(A-E) apply retroactively to October, 1989.
- 91-0671 08/28/1991 A non-taxable license of software must contain the elements required by Section 130.1935(a)(1).

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- 91-0682 09/06/1991 Sale of a mailing list on magnetic tape is a sale of computer software.
- 91-0687 09/09/1991 Only if a licensing agreement meets all five criteria of Section 130.1935(a)(1)(A-E), is it non-taxable. To the extent that a maintenance agreement provides for updates of canned software, the entire maintenance agreement is taxable. If, however, the cost of the updates is separately stated from the selling price of the rest of the maintenance agreement, then only the updates are taxable.
- 91-0708 09/24/1991 Discusses review of a license of canned software.
- 91-0725 09/27/1991 Software licenses meeting the five requirements set out at 86 Ill. Adm. Code 130.1935(a)(1) are not taxable.
- 91-0731 08/23/1991 Sales of canned computer software are subject to the ROT.
- 91-0735 08/30/1991 Updates of software are considered to be sales of software and are subject to the ROT if the original sales of software was subject to the ROT.

## CONSTRUCTION CONTRACTORS

- 91-0517 07/08/1991 Sales of materials to construction contractors for incorporation into real estate owned by governmental bodies are exempt from Retailers' Occupation Tax and Use Tax. A supplier claiming such an exemption should have among his books and records the certification required by Section 130.2075(d)(4).
- 91-0541 07/15/1991 This letter describes the IL sales tax obligations related to sales and installations of sound systems, alarm systems, telephone systems and intercom systems.
- 91-0548 07/17/1991 This letter describes the IL sales tax obligations related to sales and installations of sound systems, alarm systems, telephone systems and intercom systems.
- 91-0556 07/18/1991 When landscape contractors plant items sold to customers into their land, they act as construction contractors. That is, they incur a Use Tax on the purchase of the property installed into the land and do not charge tax to their customer. When they sell items to customers over-the-counter they incur Retailers' Occupation Tax liability.



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- 91-0553 07/18/1991 Landscape contractors act as construction contractors when they transplant items purchased by customers into their land. Like construction contractors, they owe a Use Tax upon the purchase of such items, and do not charge tax to their customers in such situations. However, when they sell tangible personal property to customers without installation, they make retail sales and incur Retailers' Occupation Tax liability.
- 91-0599 06/27/1991 Construction contractors purchasing materials for permanent incorporation into real estate owned by an exclusively charitable, religious or educational organization, or a governmental body can purchase those materials tax-free by providing the supplier with the group's "E number" and making the certification described at Section 130.2075(d)(4).
- 91-0600 06/28/1991 When a contractor installs a door on real property, Use Tax is due on the cost of the door.
- 91-0603 08/01/1991 Construction contractors incur Use Tax liability when they purchase items of tangible personal property for incorporation into realty.
- 91-0619 08/08/1991 This letter describes the IL sales tax obligations related to sales and installations of sound systems, alarm systems, telephone systems and intercom systems.
- 91-0621 08/08/1991 86 Ill. Adm. Code 130.2075 states that sales can be made tax-free to construction contractors who will permanently incorporate the purchased tangible personal property into real estate owned by holders of an "E" number, provided the proper certifications and other requirements are met.
- 91-0633 08/12/1991 When building materials are sold to persons who convert them into real estate, the seller incurs Retailers' Occupation Tax liability.
- 91-0654 08/21/1991 Construction contractors pay tax to their suppliers when they purchase items of tangible personal property to be permanently affixed to real estate.
- 91-0667 08/26/1991 When a construction contractor purchases items of tangible personal property for incorporation in realty, he pays tax to his suppliers and does not charge tax to his customers.
- 91-0689 09/09/1991 Pavement marking tape is not incorporated into the realty and may not be purchased tax-free even on a job for a governmental unit.

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- 91-0693 09/10/1991 Construction contractors are the end-users of the tangible personal property they permanently affix to real estate and owe a Use Tax on its purchase. Persons selling closed circuit television systems act as construction contractors if the components are physically affixed to the building (not simply slipped into mountings that are affixed to the building) and are hardwired to the building's electrical system or to the wiring system for the CCTV system. When a person installs wiring for a CCTV system, he acts as a construction contractor. Retail sales are made when a person sells CCTV monitoring screens or a console containing such screens unless those screens or the console are affixed to the building and hardwired to the building's electrical system or the wiring system for the CCTV system.
- 91-0723 09/26/1991 Persons installing telecommunications equipment at cellular transmission sites act as construction contractors. They owe Use Tax on the cost price of the tangible personal property they permanently incorporate into real estate.
- 91-0724 09/26/1991 Persons who permanently incorporate tangible personal property into real estate are construction contractors and owe a Use Tax on the cost price of the materials they incorporate into real estate. Construction contractors have no legal authority to act as tax collectors for the State. They, not the customer, owe the tax. They can, however, pass their tax costs to customers through contract provisions requiring customers to reimburse them for their tax liability.
- DRUGS
- 91-0580 07/29/1991 Sales of food, drugs, medicines and medical appliances are subject to the low rate of tax, 1% plus applicable local taxes.
- ENTERPRISE ZONES
- 91-0512 07/03/1991 Effective 1/1/90, municipalities and counties cannot limit the Enterprise Zone building materials exemption to materials purchased under a building permit.
- 91-0577 07/26/1991 In order to qualify for the enterprise zone building materials exemption, the construction contractor must purchase the materials from a retailer located in a jurisdiction which created the zone into which the materials will be incorporated.
- 91-0624 08/08/1991 Landscape products that are physically incorporated (i.e., transplanted) into real estate located in an enterprise zone are eligible



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for the exemption available for building materials that are incorporated into real estate in an enterprise zone.

91-0677

09/04/1991 A deduction from ROT liability exists for gross receipts from retail sales of building materials which will be incorporated into real estate located in an enterprise zone by remodeling, rehabilitation or new construction.

91-0692

09/09/1991 The enterprise zone building material exemption set out in 130.1951(a) is not available where the building materials are purchased by the construction contractor from a supplier located outside the jurisdiction which created the enterprise zone into which the materials will be incorporated.

## FARM MACHINERY &amp; EQUIPMENT

91-0518

07/08/1991 The farm machinery and equipment exemption is available for pressure washing equipment which is primarily used to clean animals or assist in a manure removal system.

91-0583

07/30/1991 Electric fence wire does not qualify for the farm machinery and equipment exemption. Fences are improvement to real estate and are not machinery or equipment.

91-0590

07/30/1991 Welding rods, hand tools, grinding wheels, drill bits, light bulbs and lubricants do not qualify for the farm machinery and equipment exemption.

91-0592

07/30/1991 Exemption is available to items of farm machinery and equipment either new or used, certified by the purchaser to be used primarily for production agriculture or State or Federal agricultural programs.

91-0593

07/30/1991 Baling wire is a supply and does not qualify for the farm machinery and equipment exemption.

91-0729

09/30/1991 Discussion of whether various items may qualify the exemption.

## FOOD

91-0510

07/03/1991 Diet products which serve as food substitutes are "food" and are taxed at the low rate (plus applicable local taxes) if they are not sold for immediate or on-premises consumption. A liquid pep drink is a

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"soft" drink if it contains less than 50% vegetable or fruit juice, and if so, is taxed at the regular 6.25% rate (plus applicable local taxes).

91-0537

07/11/1991 If a retailer sells food primarily in quantities greater than individual-sized servings, he incurs the low rate of tax on his gross receipts. However, the high rate applies to all sales made by such retailer if he provides facilities for the consumption of food on-premises unless those facilities utilize a separate means of collecting receipts from such sales for consumption on the premises and are physically partitioned from areas in which food not for immediate consumption is sold.

91-0542

07/16/1991 The principals set out in FY 91-53 are also applicable to retirement homes for the elderly.

91-0580

07/29/1991 Sales of food, drugs, medicines and medical appliances are subject to the low rate of tax, 1% plus applicable local taxes.

## GOVERNMENTAL BODIES

91-0663

08/22/1991 Sale of furniture to a governmental body may qualify as exempt from Retailers' Occupation Tax.

91-0673

08/30/1991 Receipts from governmental units, including Medicare, are exempt from Illinois sales tax liability. Receipts from individuals or private insurance companies are not exempt and never have been. This is true even though a portion of the patient's care has been paid by Medicare.

## GRAPHIC ARTS

91-0632

08/12/1991 The Graphic Arts Machinery and Equipment exemption applies to machinery and equipment to be used primarily in graphic arts production.

91-0648

08/20/1991 Computers used primarily in the exempt fashion specified in Section 130.325 of the Department's rules will qualify for the exemption.

91-0650

08/20/1991 Color photocopying machines do not qualify for the exemption available to graphic arts machines.

91-0691

09/09/1991 Desk top publishing systems used primarily for nonexempt activities do not qualify for the graphic arts machinery and equipment exemption.



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- 91-0697 09/11/1991 Xerographic machines do not receive the graphic arts exemption.
- 91-0706 09/23/1991 This letter discusses the application of the graphic arts machinery and equipment exemption to a list of items purchased for use in connection with a print shop.
- 91-0709 09/24/1991 So long as machinery and equipment is used primarily in graphic arts production, the machinery and equipment will qualify for exemption even if the products are used in-house and not resold.
- GROSS RECEIPTS
- 91-0506 07/01/1991 Charge by lessor to lessee for lost or destroyed uniforms is not a sale of tangible personal property subject to Retailers' Occupation Tax and Use Tax.
- 91-0507 07/01/1991 In order to change from the gross receipts to the gross sales method of reporting, the taxpayer must remit payment to the Department for the tax due on all receivables on the books at the date of conversion.
- 91-0532 07/10/1991 If transportation/shipping charges are not separately contracted for, they are part of the selling price of the merchandise sold, and are taxable. However, if separately contracted for (separate billing is insufficient to demonstrate a separate contract), they are considered a "service charge" and are nontaxable.
- 91-0545 07/17/1991 Cost of doing business may not be deducted when calculating taxable gross receipts.
- 91-0564 07/23/1991 This letter discusses the taxability of installation charges in light of the principles set out at 130.450.
- 91-0575 07/26/1991 Amounts collected as taxes, such as a restaurant tax, imposed pursuant to a city's Home Rule powers (excluding Home Rule Municipal Retailers' Occupation Tax), in which the legal incidence of the tax falls on the consumer, are excluded from a retailers' gross receipts.
- 91-0589 07/30/1991 Zone charges for delivery of ready mix concrete are a cost of doing business and are an element of the gross receipts subject to ROT.

- 91-0609 08/06/1991 The application of the Retailers' Occupation Tax Act to delivery/handling charges made by mail order companies, is set out at 86 Ill. Adm. Code 130.415(d).
- 91-0610 08/06/1991 The Retailers' Occupation Tax Act requires that, in order to exclude mandatory gratuity charges from taxable receipts, all proceeds thereof must be turned over to the employees who would have customarily received the tip.
- 91-0616 08/08/1991 A gratuity added to a food bill, which a patron may either increase or decrease, is not a mandatory gratuity, and so is not includable in gross receipts. Mandatory gratuities are required to be included in gross receipts if they are used to fund wages, labor costs, employee benefits or employer costs of doing business. Also, if all the proceeds of the charge are not turned over to the employees who would normally receive tips had the gratuity policy not been introduced, the charge is included in the gross receipts.
- 91-0623 08/08/1991 When a retailer accepts coupons which will be reimbursed, the reimbursement amount must be included in the retailers' gross receipts. The person issuing the coupon would owe the Use Tax on the cost of reimbursement, but can pass such costs onto the customer presenting the coupon to the retailer, by so stating this on the face of the coupon.
- 91-0645 08/16/1991 The DuPage County Motor Fuel Tax is included in the gross receipts subject to the ROT.
- 91-0664 08/22/1991 Catering company owes Retailers' Occupation Tax on its gross receipts from catering business.
- 91-0703 09/20/1991 This letter explains the tax treatment applicable to installation, delivery and repair charges.
- 91-0719 09/26/1991 Retailers selling tangible personal property to Illinoisans by means of television shopping networks utilizing toll-free numbers are "retailers doing business in Illinois" and must collect tax on their Illinois sales.
- 91-0726 09/27/1991 Clarification of when State, local and Federal excise taxes are deductible from sales price in computing Retailers' Occupation Tax.
- 91-0727 09/27/1991 Receipts from sale of instructional manuals that are a portion of the charge for a training seminar are subject to tax.



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## HOTEL OPERATORS' TAX

- 91-0533 07/10/1991 Holders of E numbers are not exempt from paying the reimbursement charges which hotel operators are authorized to charge their tenants so as to reimburse themselves for their HOOT liability. This is because the legal incidence of tax does not fall on E number holders (there is no tax from which to be exempt) and the statute does not exempt E number holders from paying the reimbursement charges.
- 91-0631 08/12/1991 There is no exemption from Hotel Operators' Occupation Tax because the lessor of the room is a church, charity or school.
- 91-0655 08/21/1991 There is no exemption for governmental bodies under the Hotel Operators' Occupation Tax.
- 91-0659 08/22/1991 Gross receipts received by hotel from pay-per-view movies by guests are subject to Hotel Operator's Occupation Tax.
- 91-0702 09/20/1991 Requirements necessary for a contract to qualify for the permanent resident exemption to the Hotel Operators' Occupation Tax.

## INTERSTATE COMMERCE

- 91-0509 07/03/1991 In the case of sales of property originating in Illinois a purchaser of tangible personal property or his representative takes physical possession of that property in Illinois the sale will be subject to tax.
- 91-0584 07/30/1991 Foreign citizen who physically takes possession of a vehicle in Illinois is liable for tax where no drive-away decal was issued and no out-of-State license plates were placed on the vehicle.
- 91-0685 09/09/1991 If buyer or his representative takes possession of tangible personal property in Illinois, he owes the Use Tax, which must be collected from him by the seller.
- 91-0705 09/23/1991 Where tangible personal property is located in this State at the time of its sale and then delivered in Illinois to the purchaser, the seller is taxable if resale is at retail.
- 91-0707 09/23/1991 Where tangible personal property is located in this state at the time of its sale and then delivered in Illinois to the purchaser, the seller is taxable if the sale is at retail.

## ILLINOIS REGISTER

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## LEASING

- 91-0503 07/01/1991 In Illinois, lessors are considered the end users of the tangible personal property they lease to others.
- 91-0508 07/01/1991 Lessor of furniture who sells furniture coming off of lease and who is not otherwise in the business of selling furniture is an occasional seller.
- 91-0538 07/11/1991 Persons leasing automobiles for periods greater than a year, pursuant to true leases, are deemed to be the users of the tangible personal property they lease, and owe a Use Tax upon its purchase. If they bring automobiles into Illinois which they have previously used in another state and have paid taxes on, they are entitled to a credit against their Illinois Use Tax liability for taxes properly paid to another state, as well as to depreciation at the rate of 2% per month. If they are engaged in Illinois in the business of leasing automobiles for periods of a year or less, then they must register and remit the Automobile Renting Occupation Tax on their rental receipts.
- 91-0555 07/18/1991 If a supermarket owner rents a water purification vending machine that purifies water obtained from his (supermarket owner's) premises, he will incur ROT liability on the sale of the items sold in the machine (water). The lessor of the purification machine owes a Use Tax on its purchase.
- 91-0567 07/24/1991 This letter discusses the application of the Illinois sales tax laws to true lease/conditional sale situations.
- 91-0571 07/25/1991 This letter describes the application of the Illinois sales tax laws to sale/leaseback transactions.
- 91-0582 07/29/1991 Lessors are deemed to be the users of items of tangible personal property acquired for lease purposes.
- 91-0595 07/31/1991 Purchase options on leased vehicles are subject to Retailers' Occupation Tax when exercised. Nominal purchase options are included with lease payments and Retailers' Occupation Tax is to be paid "up front" on all receipts.
- 91-0597 07/31/1991 Answers questions regarding the tax treatment applicable to leasing.



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- 91-0604 08/01/1991 Lessors of tangible personal property incur a Use Tax liability when they purchase items of tangible personal property for their rental inventories.
- 91-0651 08/21/1991 With the exception of leases of automobiles for periods of one year or less, rental receipts from true leases of tangible personal property are not subject to Illinois sales tax.
- 91-0665 08/26/1991 In Illinois, with the exception of rentals of automobiles for periods of one year or less, rental receipts from true leases are not subject to the Retailers' Occupation Tax.
- 91-0676 09/03/1991 With the exceptions of leases of automobiles for periods of one year or less, rental receipts from tangible personal property rented under true leases are not subject to tax.
- 91-0701 09/20/1991 For purposes of the Illinois sales tax laws, lessors under true leases incur a Use Tax liability based on the cost price of items purchased for their rental inventories. Lessors do not incur any Illinois sales tax liability on rental receipts and lessees incur no Illinois sales tax liability on rental payments. (The only exception is the lease of an automobile under a lease term of one year or less.)
- 91-0711 09/24/1991 With the exception of leases of automobiles for periods of one year or less, rental receipts under true leases are not subject to the ROT.

## LOCAL TAXES

- 91-0521 07/08/1991 In determining the incidence of local Retailers' Occupation Taxes, the Department looks to where the selling activity takes place. The most important factor is purchase order acceptance.
- 91-0526 07/09/1991 A boat registered or documented by the United States Coast Guard must be registered in this State with the Department of Conservation if such boat is used in this State for more than 60 days in any calendar year. As a result, the Use Tax plus the local sales tax would be applicable on the purchase of such boat.
- 91-0530 07/09/1991 In determining the incidence of local taxes, the most important factor is purchase order acceptance.
- 91-0544 07/16/1991 In determining the applicability of local taxes, we look to the selling location. The most important factor in that regard is purchase order acceptance.

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- 91-0554 07/18/1991 If an item is exempt under the Manufacturing Machinery and Equipment Exemption of the Retailers' Occupation Tax, it is also exempt on that sale, from other taxes administered by the Department, such as the RTA or Home Rule Municipal Retailers' Occupation Tax, because these other taxes incorporate the various exemptions of the Retailers' Occupation Tax.
- 91-0559 07/19/1991 The Metro East Mass Transit District Retailers' Occupation Tax is imposed on tangible personal property sold at retail within the district. If such property is purchased outside the district, and is not registered or titled with an agency of Illinois State government, the only tax due is the State tax at 6.25 percent of the selling price.
- 91-0605 08/01/1991 For purposes of determining liability for Home Rule Municipal Retailers' Occupation Taxes, the seller's acceptance of the purchase order or other contracting action is the most important single factor in the occupation of selling.
- 91-0634 08/12/1991 In determining the applicability of locally imposed Retailers' Occupation Taxes, it is the Department's opinion that the seller's acceptance of the purchase order or other contracting action is the most important single factor in the occupation of selling.
- 91-0637 08/13/1991 The location of the seller's acceptance of the purchase order is the most important single factor in the occupation of selling.
- 91-0675 09/03/1991 If a business is located on a parcel of land, each half of which is subject to a differing tax rate due to the geographic boundaries of a local taxing authority, the proper local tax to be applied is that tax which would be applicable in the location of the business where the retailer accepts payment for purchases.
- 91-0695 09/10/1991 The Home Rule Municipal Retailers' Occupation Tax applies to sales made in a jurisdiction which has established such a tax. For purposes of determining where selling occurs, the Department has determined that the location at which the purchase order is accepted by the seller is the determinative factor. The location to which the goods will be delivered, or the location of the inventory used to fill an order, are not determinative.

## MANUFACTURERS

- 91-0527 07/09/1991 Welding gases are supplies and as a result, are subject to tax when purchased by a manufacturer.



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91-0529 07/09/1991 Sales of oxygen, acetylene and other gases to manufacturers who use or consume the gases in manufacturing products for sale are taxable retail sales.

## MANUFACTURING MACHINERY AND EQUIPMENT

91-0505 07/01/1991 Lubricating oil is a supply and does not qualify for the Manufacturing Machinery and Equipment Exemption.

91-0563 07/22/1991 Pallets do not qualify for the Manufacturing Machinery and Equipment Exemption.

91-0570 07/25/1991 Equipment used by a commercial fertilizer blending operation can qualify for the manufacturing machinery and equipment exemption if all requirements of 130.330 are satisfied.

91-0572 07/26/1991 Refractory materials used to line furnaces used in a manufacturing process, as defined in Section 130.330, are exempt from the Retailers' Occupation Tax.

91-0578 07/26/1991 Abrasive media used in a revolving drum to deburr and polish parts being manufactured can qualify for the Manufacturing Machinery and Equipment Exemption.

91-0585 07/30/1991 Some equipment used in the production of cassette tapes can qualify for the manufacturing machinery & equipment exemption.

91-0588 07/30/1991 Identification stamps can qualify for the Manufacturing Machinery and Equipment Exemption.

91-0601 08/01/1991 Equipment such as crushing equipment, screening plant and conveyors used in the post-extraction stage of rock/mineral production can qualify for the Manufacturing Machinery and Equipment Exemption.

91-0602 08/01/1991 The use of machinery or equipment to test or measure the tangible personal property to be sold where such function is an integral part of the production flow, will generally be considered to constitute an exempt use.

91-0625 08/08/1991 The application of the Manufacturing Machinery and Equipment Exemption to CAD/CAM systems is set out at 130.330(c)(3).

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91-0627 08/12/1991 If the purchaser of manufacturing machinery and equipment has an active registration or resale number, that number may be given in lieu of the prescribed exemption certificate.

91-0642 08/16/1991 Test equipment can qualify for the manufacturing machinery and equipment exemption if the testing is an integral part of the production flow. Pre- or post- production testing equipment is not exempt, nor is equipment used for off-line testing

91-0646 08/16/1991 Cellulose sausage casings do not qualify for the exemption. They are neither machinery nor equipment.

91-0657 08/22/1991 Effective September 1, 1988, manufacturing includes photoprocessing if the products of photoprocessing are sold.

91-0680 09/04/1991 This letter discusses the purchase of manufacturing machines by construction contractors who will transfer those machines to manufacturers in the course of performing construction contracts.

91-0683 09/09/1991 This letter explains the application of the manufacturing machinery and equipment exemption to servicemen making repairs to qualifying machines.

91-0704 09/23/1991 Slide mounter can qualify for the manufacturing machinery and equipment exemption.

91-0718 09/25/1991 Electrical or HVAC systems which are specially required for a manufacturing or assembling process are exempt under the manufacturing machinery and equipment exemption. If only a portion of overall electrical/HVAC systems are so used, then that percent of the system used in an exempt manner can be claimed.

91-0721 09/26/1991 Grit used in a blasting operation can qualify for the manufacturing machinery and equipment exemption if it produces a direct and immediate physical change on the product to be sold.

91-0722 09/26/1991 The manufacturing machinery and equipment exemption does not extend to electricity used in the manufacturing process. However, a certified business enterprise located in an enterprise zone may qualify for an exemption from taxes/pass on charges authorized by the Public Utilities Revenue Act and the Gas Revenue Tax Act.



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## MEDICAL APPLIANCES

- 91-0504 07/01/1991 An exercise bicycle prescribed by a physician does not qualify as a medical appliance.
- 91-0519 07/08/1991 Sale, lease and repair of diagnostic medical equipment will be subject to the general merchandise tax rate.
- 91-0520 07/08/1991 Oxygen used in medical services receives a 1% State tax rate.
- 91-0562 07/22/1991 Exercise equipment prescribed by a physician does not fall within the definition of "medical appliance."
- 91-0576 07/26/1991 The amount of the purchase price of a van representing modifications made, pursuant to a medical prescription, so that a disabled individual can drive/ride in such vehicle, are taxable at the low rate of tax. Such modifications are "medical appliances".
- 91-0580 07/29/1991 Sales of food, drugs, medicines and medical appliances are subject to the low rate of tax, 1% plus applicable local taxes.
- 91-0586 07/30/1991 Tooth saw blades and other dental instruments not transferred to patients do not qualify for preferential medical appliance tax rate.
- 91-0636 08/13/1991 Balloon catheters do not qualify as medical appliances.
- 91-0670 08/28/1991 A heart pacemaker qualifies as a medical appliance.

## MISCELLANEOUS

- 91-0552 07/18/1991 Amtrak is not a governmental body for purposes of the IL sales tax laws.
- 91-0608 08/05/1991 This letter describes the foreign commerce exemption available where an Illinois seller delivers items to a freight forwarder for export outside the United States.
- 91-0649 08/20/1991 Response is to an annual questionnaire.
- 91-0716 09/25/1991 Response to Survey

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## MOTOR FUEL TAX

- 91-0607 08/02/1991 The McHenry County Motor Fuel Tax applies to sales made by a McHenry County Motor Fuel retailer that are delivered outside the county.
- 91-0694 09/10/1991 If a taxpayer filing a Motor Fuel Use Tax return wants to obtain a refund for IL off-highway use, he must file Form RMFT-11 to obtain a refund. The only refund that can be claimed on the Motor Fuel Use Tax return is for fuel purchased in IL and used in another state.
- NEXUS
- 91-0553 07/18/1991 If an out-of-State correspondence school falls within the description of an "out-of-State retailer doing business in this State" found in Section 2 of the Use Tax Act, it will be required to collect Illinois Use Tax on its Illinois sales of tangible personal property made in Illinois, such as books and equipment. If such property is not stated separate from tuition charges, the tax base will be the entire tuition charge.
- 91-0630 08/12/1991 An out-of-State monastery selling mail order food items in Illinois, with no agents or representatives or warehouses in Illinois, which does nothing more than solicit by mail and is not owned or controlled by the same interests which own/control any retailer engaging in business in the same or similar line of business in Illinois, would not appear to be required to register and collect tax on its Illinois sales.
- 91-0638 08/13/1991 An out-of-State retailer failing within the definition of a "retailer maintaining a place of business in this State", will be required to register and collect Illinois Use Tax.
- 91-0688 09/09/1991 Discusses the likelihood of nexus of an out-of-State retailer of computer hardware and software.
- 91-0719 09/26/1991 Retailers selling tangible personal property to Illinoisans by means of television shopping networks utilizing toll-free numbers are "retailers doing business in Illinois" and must collect tax on their Illinois sales.



## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

## OCCASIONAL SALE

91-0522 07/08/1991 When a trustee in bankruptcy sells the capital assets of a bankrupt investment firm which is not in the business of selling tangible personal property, this is considered an occasional sale and not subject to any sales tax.

91-0539 07/12/1991 Rules that under particular facts presented sale of an airplane was an occasional sale.

91-0618 08/08/1991 Sale of an airplane was an isolated or occasional sale.

91-0700 09/19/1991 An entity that "occasionally took title on a transitory basis" to items of tangible personal property in the course of its "brokering" activities does not qualify as an isolated or occasional seller.

## POLLUTION CONTROL FACILITIES

91-0557 07/18/1991 Tanks mounted on trucks to transport hazardous waste to a dump site do not qualify as pollution control facilities

91-0566 06/24/1991 Discusses the application of the exemption to a waste recovery facility.

91-0573 07/26/1991 Commercial recycling centers do not qualify as pollution control facilities.

91-0606 08/02/1991 A landfill's leachate collection system can qualify for the pollution control exemption.

91-0611 08/06/1991 Trucks and the tanks mounted to them do not qualify for the Pollution Control Facilities Exemption.

## PUBLIC UTILITY TAXES

91-0613 08/08/1991 When a taxpayer furnishes electricity to its other departments, no liability under the Public Utility Revenue Act results, even though the taxpayer makes a charge to its departments, for accounting purposes. However, if services are rendered by taxpayer to a separate corporation for use or consumption, this transaction is subject to the tax.

## RETURNS

91-0560 07/22/1991 Persons making no taxable retail sales are not required to register and remit monthly tax returns.

91-0733 08/27/1991 In order to change from the gross receipts to the gross sales method of accounting, the taxpayer must remit payment to the Department for the tax due on all receivables on the books at the sale of the conversion.

## ROLLING STOCK

91-0534 07/10/1991 The question of whether a vehicle moves in interstate commerce on a regular and frequent basis is a question of fact determined by examining the facts and circumstances surrounding the operation of the vehicle.

91-0535 07/11/1991 In order to qualify for the rolling stock exemption, the purchaser must be an interstate carrier for hire or a long-term lessor of an interstate carrier for hire.

91-0656 08/21/1991 A tow dolly used to transport vehicles between states, may qualify for the Rolling Stock Exemption if the transport is for hire.

91-0678 09/04/1991 A sale or transfer of tangible personal property as an incident to the rendering of service for interstate carriers for hire for use as rolling stock moving in interstate commerce or lessors under leases of one year or longer, executed or in effect at the time of purchase, to interstate carriers for hire for use as rolling stock moving in interstate commerce is not subject to the Service Occupation Tax.

91-0714 09/24/1991 Per Section 130.340, sales of mobile radios to lessors under leases of one year or longer executed or in effect at the time of purchase to interstate carriers for hire for use as rolling stock moving in interstate commerce, are exempt, as long as the radios are also physically affixed to the trucks.

91-0717 09/25/1991 The ROT does not apply to sales of tangible personal property to interstate carriers for hire for use as rolling stock moving in interstate commerce, or lessors under leases of one year or longer executed or in effect at the time of purchase to interstate carriers for hire for use as rolling stock moving in interstate commerce.



## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

## SALE AT RETAIL

- 91-0541 07/15/1991 This letter describes the IL sales tax obligations related to sales and installations of sound systems, alarm systems, telephone systems and intercom systems.
- 91-0546 07/17/1991 A retailer must register with the Illinois Department of Revenue prior to making retail sales.
- 91-0672 08/30/1991 Where an agent operating under an agency agreement purchases items as the agent of the principal, the principal incurs the Use Tax liability. The transfer of the items from the agent to the principal does not constitute a retail sale.
- 91-0696 09/11/1991 Response to survey about tax on various items.

## SALE FOR RESALE

- 91-0543 07/16/1991 In order to provide a valid certificate of resale a purchaser must provide the supplier with a certification that contains the information required by Section 130.1405 of the Department's rules.
- 91-0550 07/18/1991 If an Illinois Use Tax collector makes a sale for purposes of resale, to a business ("business") with no Illinois presence, and drop-ships that merchandise to the business' Illinois customer, the business must provide the seller with a Certificate of Resale to show that the merchandise is non-taxable. Since the business will not likely have a registration number, it should obtain a resale number to provide to the seller.
- 91-0561 07/22/1991 In order to document the resale situation, a buyer must provide a seller with a valid certificate of resale that complies with the requirements of Section 130.1405.
- 91-0569 07/24/1991 In order to document the resale situation, a buyer must provide a seller with a valid certificate of resale that complies with the requirements of Section 130.1405.
- 91-0574 07/26/1991 If a purchaser is buying for resale, he must supply the seller with a Certificate of Resale. Section 130.1405 details requirements for Certificates of Resale.
- 91-0579 07/26/1991 This letter describes the documentation necessary to establish the Sale for Resale exemption.

## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

- 91-0644 08/16/1991 In order to document a resale situation, the buyer should provide the seller with a Certificate of Resale that complies with the requirements of Section 130.1405 of the Department's rules.
- 91-0660 08/22/1991 In order to document a resale situation, the purchaser must provide a seller with a resale certificate that complies with the requirements of Section 130.1405.
- 91-0661 08/22/1991 In order to document the resale situation, the seller must give the buyer a Certificate of Resale in the form required by Section 130.1405 of the Department's rules.
- 91-0666 08/26/1991 In order to document the resale situation, a purchaser must provide the seller with a Certificate of Resale that complies with the requirements of Section 130.1405.
- 91-0681 09/06/1991 The requirements for Certificates of Resale are outlined at Section 130.1405.
- 91-0728 09/30/1991 Discusses resale certificate requirements and a drop shipment situation.

## SALE OF SERVICE

- 91-0516 07/08/1991 If the selling price of tangible personal property transferred incident to a sale of service is not stated separately on the bill to the service customer, tax is due on 50% of the total bill to the service customer.
- 91-0617 08/08/1991 Printers have a de minimus threshold of 75%.
- 91-0622 08/08/1991 Repairing vehicles which belong to others, results in Service Occupation Tax liability.
- 91-0641 08/15/1991 This letter describes the tax obligations of repairmen.
- 91-0662 08/22/1991 If a serviceman's cost price of tangible personal property transferred to service customers is less than 35% (75% in the case of servicemen transferring prescription drugs, or servicemen engaged in graphic arts production) of the bill to the service customer, the serviceman may pay tax to his supplier when purchasing those items instead of incurring Service Occupation Tax liability on sales.
- 91-0684 09/09/1991 If a de minimus Illinois serviceman feeds work to a secondary serviceman located out-of-State, but with nexus, the



## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

out-of-State secondary serviceman will collect Use Tax from the primary serviceman and remit it to the Department. If the primary serviceman was not de minimus, it could provide the secondary with a Certificate of Resale. The primary serviceman would collect Service Use Tax from its customer and remit it to the Department.

91-0698 09/11/1991 Sets forth the manner in which nursing homes are subject to tax under the Service Occupation Tax, Use Tax, and Retailers' Occupation Tax.

91-0712 09/24/1991 Discusses services involving special order printers and tax consequences thereof.

91-0730 08/23/1991 Explains that the transfer of stock or standard parts in the repair of qualifying exempt manufacturing machinery and equipment is subject to the Service Occupation Tax.

91-0732 08/27/1991 If a serviceman enters into an agreement to provide repair service for a particular machine for a stated period for a predetermined fee, the serviceman shall pay tax to his supplier on the cost price of tangible property transferred incident to the completion of the maintenance agreement.

## TAX COLLECTION

91-0547 07/17/1991 An out-of-State special order printer with nexus incurs a Service Use Tax collection obligation on deliveries of special order printing to Illinois customers.

91-0699 09/19/1991 Discusses payment obligations of a retailer who has difficulty in collecting tax from customers.

## TAX RATE

91-0513 07/05/1991 The basic State rate of tax imposed by the ROT is 6.25%. In addition to the basic State rate of tax various locally imposed Retailers' Occupation Taxes may be imposed, depending upon the seller's location.

91-0540 07/12/1991 The basic State rate of tax on sales of food, drugs, medicines, and medical appliances is 1%.

## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

## TELECOMMUNICATIONS EXCISE TAX

91-0511 07/03/1991 Persons who purchase telecommunications in Illinois which will be resold only to persons who do not originate or terminate calls in IL and which are not billed to an IL service address, need not supply resale certificates to their suppliers. However, they should provide documentation to their suppliers that their sales meet the above criteria.

91-0551 07/18/1991 This letter discusses telecom billings by universities.

91-0614 08/08/1991 Sales of telecommunications to the federal government are exempt from the Telecommunications Excise Tax. Military bases are part of the federal government, and so are exempt from taxation. It is immaterial for tax purposes, whether the telecommunications are paid from either appropriated or non-appropriated funds; for all sales of telecommunications to the federal government are exempt.

91-0690 09/09/1991 Amounts billed by a telephone company which represent voluntary contributions from customers participating in a charitable fund-raising program for low-income residential customers are not includable in the company's gross receipts.

91-0710 09/24/1991 Teleconferencing services are includable in taxable receipt of bill subject to Telecommunications Excise Tax.

## TRADE-INS

91-0524 07/09/1991 Discusses trade-ins on vehicles purchased by lessors.

91-0536 07/11/1991 This letter responds to request for an analysis of the tax consequences of various trade-in situations.

91-0549 07/18/1991 Trade-ins are only applicable when a sale/purchase has occurred. An automobile cannot be "traded-in" for a credit against a lease; nor can one leased vehicle be traded-in on another leased vehicle.

91-0620 08/08/1991 Discusses the availability of trade in allowance in various automobile lease scenarios.

91-0640 08/13/1991 The phrase like kind and character includes, but is not limited to, the trading of any kind of motor vehicle on the purchase of any kind of motor vehicle, or the trading of any kind of farm implement, while not including a kind of item which, if sold at retail by that retailer,



DEPARTMENT OF REVENUE  
1991 THIRD QUARTER SUNSHINE INDEX

would be exempt from the ROT and Use Tax as an isolated or occasional sale.

USE TAX

91-0514 07/05/1991 The interim use exemption provides that the leasing of tangible personal property by persons who are primarily engaged in the business of selling such property at retail is within the interim use exemption if such property is carried as inventory on the books of the retailer or is otherwise available for sale during the lease period.

91-0523 07/09/1991 An Out-of-State retailer that falls within the definition of "a retailer maintaining a place of business in this State" is required to register and collect Illinois Use Tax on sales to Illinois customers.

91-0565 07/23/1991 A buyer purchasing a boat out-of-State from a private individual making an occasional sale does not incur any State or local Use Tax in Illinois.

91-0591 07/30/1991 Out-of-State sellers falling under the definition of a "retailer maintaining a place of business in Illinois" are required to register as Use Tax collectors with Illinois.

91-0594 07/31/1991 An out-of-State mail order retailer may be required to register with Illinois and collect Illinois Use Tax if any of its activities fall within the definition of "a retailer maintaining a place of business in this State" found in Section 2 of the Use Tax Act (Ill. Rev. Stat. (1989), ch. 120, par. 439.2).

91-0596 07/31/1991 A purchase order accepted outside of Illinois and filled from an in-State inventory is subject to Retailers' Occupation Tax at the rate in effect where the inventory is located.

91-0598 07/31/1991 Extended warranty service work is taxed to the serviceman on his cost of repair parts.

91-0626 08/09/1991 The interim use exemption is available to persons primarily engaged in selling tangible personal property when such persons lease property that is carried on their books as inventory or is otherwise available for sale during the lease period.

91-0635 08/12/1991 The fact that a retailer erroneously fails to charge tax does not relieve the purchaser of Use Tax liability.

DEPARTMENT OF REVENUE  
1991 THIRD QUARTER SUNSHINE INDEX

08/16/1991 This letter applies the definition of a "(r)etailer maintaining a place of business in (Illinois) to the activities of out-of-State seller.

08/20/1991 The tax does not apply to the use, in this State, of tangible personal property which is acquired outside this State and caused to be brought into this State by a person who has already paid a tax in another state in respect to this sale, purchase or use of such property to the extent of the amount of such tax properly due and paid in the other state.

08/21/1991 Airlines are liable for Use Tax on items such as plastic dinnerware and cups, napkins, and softdrinks that are provided to passengers gratis.

08/26/1991 Out of State sellers who fall under the definition of a "(r)etailer maintaining a place of business in (Illinois)" are required to register with Illinois as Use Tax collectors. See 86 Ill. Adm. Code 150.801(a)(b) and 150.201(i).

08/27/1991 An out-of-State retailer who falls within the statutory definitions of "retailer maintaining a place of business in this State" is required to register with the Department and collect Use Tax on sales to Illinois customers.

09/03/1991 In order to claim the temporary storage exemption, the tangible personal property must be acquired outside this State and be used solely outside this State.

09/09/1991 A retailer whose activities within Illinois fall within the description of "a retailer doing business" in Illinois found in Section 150.201, must register and collect Use Tax on his Illinois sales.

09/26/1991 A "retailer maintaining a place of business in Illinois", as defined in Section 150.201, is required to collect Use Tax on his Illinois sales.

08/29/1991 Illinois is not a direct-pay State.

VEHICLE USE TAX

91-0525 07/09/1991 In determining the tax due under the Motor Vehicle Use Tax, the Department looks to the title to the motor vehicle for documentation of this transfer. While taxpayer prepared bills of sale purporting to show a transfer of an automobile from his father, but the



## DEPARTMENT OF REVENUE

## 1991 THIRD QUARTER SUNSHINE INDEX

vehicle title showed a transfer from corporation to taxpayer, the transfer from corporation to taxpayer was subject to tax.

91-0629

08/12/1991 When a two-man corporation titles a car in its corporate name, and then later titles the car in just one individual's name, beneficial ownership of the car has changed. When such a change occurs, Vehicle Use Tax liability is incurred. An exemption is available for instances where a vehicle is transferred in connection with the organization, reorganization, dissolution or partial liquidation of an incorporated or unincorporated business, but a prerequisite is that the beneficial ownership is not changed.

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
STATE OF ILLINOIS CENTERROOM 16-503  
CHICAGO, ILLINOIS

10:00 A.M.

NOVEMBER 19, 1991

NOTICE: It is the policy of the Committee to allow only representatives of state agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:

Joint Committee on Administrative Rules  
509 South Sixth Street  
Room 500  
Springfield, Illinois 62701

AGENDA

- I. Approval of October 22, 1991 Minutes
- II. Review of Proposed Agency Rulemaking

Department on Aging

1. Community Care Program (89 Ill. Adm. Code 240)  
-First Notice Published: 14 Ill. Reg. 19145 - 12-14-90  
-Expiration of Second Notice Period: 12-8-91
2. General Programmatic Requirements (89 Ill. Adm. Code 220)  
-First Notice Published: 14 Ill. Reg. 19442 - 12-14-90  
-Expiration of Second Notice Period: 12-8-91
3. Older Americans Act Programs (89 Ill. Adm. Code 230)  
-First Notice Published: 14 Ill. Reg. 19469 - 12-14-90  
-Expiration of Second Notice Period: 12-8-91

Department of Central Management Services

4. Merit and Fitness (80 Ill. Adm. Code 302)  
-First Notice Published: 15 Ill. Reg. 11859 - 8-23-91  
-Expiration of Second Notice Period: 12-2-91
5. Pay Plan (80 Ill. Adm. Code 310)  
-First Notice Published: 15 Ill. Reg. 12051 - 8-30-91  
-Expiration of Second Notice Period: 12-9-91
6. Travel (80 Ill. Adm. Code 2800)\  
-First Notice Published: 15 Ill. Reg. 12963 - 9-6-91  
-Expiration of Second Notice Period: 12-16-91



JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Illinois Commerce Commission

7. Applications (92 Ill. Adm. Code 1202)  
-First Notice Published: 14 Ill. Reg. 19094 - 12-7-90  
-Expiration of Second Notice Period: 11-21-91
8. Motor Carrier of Property Fitness Standards (92 Ill. Adm. Code 1304)  
-First Notice Published: 14 Ill. Reg. 19104 - 12-7-90  
-Expiration of Second Notice Period: 11-21-91

Department of Conservation

9. Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting (17 Ill. Adm. Code 530)  
-First Notice Published: 15 Ill. Reg. 12086 - 8-30-91  
-Expiration Date of Second Notice Published: 12-2-91

Department of Employment Security

10. Payment of Unemployment Contributions, Interest and Penalties (56 Ill. Adm. Code 2765)  
-First Notice Published: 15 Ill. Reg. 11034 - 8-2-91  
-Expiration of Second Notice Period: 12-2-91

Historic Preservation Agency

11. Rules for Review of State Agency Undertakings (17 Ill. Adm. Code 4180)  
-First Notice Published: 14 Ill. Reg. 20130 - 12-21-90  
-Expiration of Second Notice Period: 11-24-91

Department of Insurance

12. Life Insurance Solicitation (50 Ill. Adm. Code 930)  
-First Notice Published: 15 Ill. Reg. 10884 - 7-26-91  
-Expiration of Second Notice Period: 12-16-91

Pollution Control Board

13. New Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 616)  
-First Notice Published: 15 Ill. Reg. 9836 - 7-5-91  
-Expiration of Second Notice Period: 11-19-91

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

14. Regulated Recharge Areas (35 Ill. Adm. Code 617)  
-First Notice Published: 15 Ill. Reg. 9882 - 7-5-91  
-Expiration of Second Notice Period: 11-19-91
15. Introduction (35 Ill. Adm. Code 601)  
-First Notice Published: 15 Ill. Reg. 9829 - 7-5-91  
-Expiration of Second Notice Period: 11-19-91
16. Existing Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 615)  
-First Notice Published: 15 Ill. Reg. 10303 - 7-12-91  
-Expiration of Second Notice Period: 11-19-91

Department of Professional Regulation

17. Medical Practice Act of 1987 (68 Ill. Adm. Code 1285)  
-First Notice Published: 15 Ill. Reg. 11389 - 8-9-91  
-Expiration of Second Notice Period: 11-22-91

18. The Professional Engineering Practice Act of 1989 (68 Ill. Adm. Code 1380)  
-First Notice Published: 15 Ill. Reg. 8631 - 6-14-91  
-Expiration of Second Notice Period: 12-12-91

Department of Public Aid

19. Medical Payment (89 Ill. Adm. Code 140.646)  
-First Notice Published: 15 Ill. Reg. 6949 - 5-10-91  
-Expiration of Second Notice Period: 11-25-91

20. Hospital Services (89 Ill. Adm. Code 148)  
-First Notice Published: 15 Ill. Reg. 10909 - 7-26-91  
-Expiration of Second Notice Period: 11-25-91

Department of Rehabilitation Services

21. Client Financial Participation (89 Ill. Adm. Code 562)  
-First Notice Published: 15 Ill. Reg. 11399 - 8-9-91  
-Expiration of Second Notice Period: 12-9-91

22. Illinois Children's School and Rehabilitation Center's Respite Program (89 Ill. Adm. Code 787)  
-First Notice Published: 15 Ill. Reg. 13027 - 9-6-91  
-Expiration of Second Notice Period: 12-9-91



## JOINT COMMITTEE ON ADMINISTRATIVE RULES

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## AGENDA

23. Sequential Evaluation Process for the Determination of Disability (89 Ill. Adm. Code 845)  
 -First Notice Published: 15 Ill. Reg. 11572 - 8-16-91  
 -Expiration of Second Notice Period: 12-16-91

Department of Transportation

24. Floodway Construction in Northeastern Illinois (92 Ill. Adm. Code 708)  
 -First Notice Published: 15 Ill. Reg. 8193 - 5-31-91  
 -Expiration of Second Notice Period: 12-16-91

## III. Certification of No Objection to Proposed Rulemaking

## IV. Review of Emergency Rulemaking and Peremptory Rulemaking

Department on Aging

25. Community Care Program (89 Ill. Adm. Code 240) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14593 - 10-11-91

Department of Children and Family Services

26. Licensing Standards for Day Care Homes (89 Ill. Adm. Code 406) (Emergency)  
 -Notice Published: 15 Ill. Reg. 15088 - 10-18-91

27. Licensing Standards for Group Day Care Homes (89 Ill. Adm. Code 408) (Emergency)  
 -Notice Published: 15 Ill. Reg. 15104 - 10-18-91

Department of Commerce and Community Affairs

28. Low Income Home Energy Assistance Program (47 Ill. Adm. Code 100) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14604 - 10-11-91

Department of Mental Health and Developmental Disabilities

29. Administration (59 Ill. Adm. Code 101) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14663 - 10-11-91

Department of Mines and Minerals

30. Illinois Oil and Gas Act (62 Ill. Adm. Code 240) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14679 - 10-11-91

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

Department of Public Aid

31. Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113) (Emergency)  
 -Notice Published: 15 Ill. Reg. 15119 - 10-18-91

32. General Assistance (89 Ill. Adm. Code 114) (Emergency)  
 -Notice Published: 15 Ill. Reg. 15144 - 10-18-91

Department of Public Health

33. AIDS Drug Reimbursement Program (77 Ill. Adm. Code 692) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14699 - 10-11-91

Department of Rehabilitation Services

34. Non-Financial Eligibility Criteria (89 Ill. Adm. Code 685) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14704 - 10-11-91

Department of Revenue

35. Property Tax/Revenue Act of 1939 (89 Ill. Adm. Code 300) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14297 - 10-4-91

Secretary of State

36. Regulations Under the Illinois Securities Law of 1953 (14 Ill. Adm. Code 130) (Emergency)  
 -Notice Published: 15 Ill. Reg. 14303 - 10-4-91

## V. Agency Responses to Joint Committee Statements of Objection

Department of Commerce and Community Affairs

37. Uniform Fiscal and Administrative Standards for the Job Training Partnership Act (56 Ill. Adm. Code 2630)  
 -First Published: 10-26-90  
 -Objection Date: 9-17-91  
 -Response: Agreement



## ILLINOIS REGISTER

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

Department of Public Aid

38. Special Eligibility Groups (89 Ill. Adm. Code 118)  
 -First Published: 6-14-91  
 -Objection Date: 7-23-91  
 -Response: No Response
39. Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113)  
 -First Published: 7-26-91  
 -Objection Date: 10-22-91  
 -Response: Refusal
40. Crisis Assistance (89 Ill. Adm. Code 116)  
 -First Published: 7-26-91  
 -Objection Date: 10-22-91  
 -Response: Refusal

## VI. Exempt Rulemakings

Pollution Control Board

41. Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (35 Ill. Adm. Code 724)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91
42. Standards Applicable to Generators of Hazardous Waste (35 Ill. Adm. Code 722)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91
43. Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (35 Ill. Adm. Code 725)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91
44. Identification and Listing of Hazardous Waste (35 Ill. Adm. Code 721)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91
45. Hazardous Waste Management System: General; (35 Ill. Adm. Code 720)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

46. RCRA Permit Program (35 Ill. Adm. Code 703)  
 -Proposed Date: 4/26/91  
 -Adopted Date: 10/11/91



JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

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## PROCLAMATION

91

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of October 30, 1991 through November 5, 1991, and have been scheduled for review by the Committee at its meeting November 19, 1991, or its December meeting. Other items not contained in this published list may also be considered by the Committee at its November or December meeting. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
12/16/91	Department of Rehabilitation Services, Sequential Evaluation Process for the Determination of Disability (89 Ill. Adm. Code 845)	8/16/91 15 Ill. Reg. 11572	11/19/91
12/16/91	Department of Transportation, Floodway Construction in Northeastern Illinois (92 Ill. Adm. Code 708)	5/31/91 15 Ill. Reg. 8193	11/19/91
12/16/91	Department of Insurance, Life Insurance Solicitation (50 Ill. Adm. Code 930)	7/26/91 15 Ill. Reg. 10884	11/19/91
12/16/91	Department of Central Management Services, Travel (80 Ill. Adm. Code 2800)	9/6/91 15 Ill. Reg. 12963	11/19/91
12/19/91	Department of Revenue, Riverboat Gambling (86 Ill. Adm. Code 3000)	8/2/91 15 Ill. Reg. 11075	12/91
12/20/91	Pollution Control Board, Repeal of Special Waste Hauling (35 Ill. Adm. Code 809)	9/6/91 15 Ill. Reg. 13017	12/91

91-541

## VOCATIONAL EDUCATION WEEK

Whereas, vocational education continues to be an integral part of comprehensive elementary, secondary, and post-secondary public education programs in Illinois and provides the skills needed to obtain employment and economic independence; and

Whereas, vocational educators contribute to the growth and vitality of Illinois' businesses and industries by preparing workers for rapidly growing occupations and stressing skills that lead to improved productivity; and

Whereas, a strong vocational education program is vital to the economic development of our state and the well-being of our citizens;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim February 9-15, 1992, as VOCATIONAL EDUCATION WEEK in Illinois.

Issued by the Governor October 25, 1991.  
Filed with the Secretary of State November 4, 1991.







COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF (CONT'D)	
47 Ill. Adm. Code 100	Residential Energy Assistance Partnership Program (P-15189/90; O-1575; R-3603; A-3437) (P-14337) (E-14604)
14 Ill. Adm. Code 640	Rural Diversification Act Program (P-13391/90; A-7558)
56 Ill. Adm. Code 2600	Service Delivery System & State Responsibilities (P-691; A-13102) (P-11865)
47 Ill. Adm. Code 110	State Administration of the Federal Community Development Block Grant Program for Small Cities (P-10985/90; O-19076/90; R-3127 A-4410)
47 Ill. Adm. Code 120	State Administration of the Federal Community Services Block Grant Program (P-8617) (P-13993)
14 Ill. Adm. Code 545	Technology Advancement & Development Act Programs (P-3620; A-15040)
14 Ill. Adm. Code 540	Technology Commercialization Grant-In-Aid Programs (P-11022/90; A-973)
56 Ill. Adm. Code 2610	Training Services for the Disadvantaged (P-13074/90; A-10386) (P-16117/90; A-7595) (P-3641; A-13137) (P-11894)
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The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity appeared. If a Section on along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-8577/89; A-724). The codes for both columns are listed below. For a complete listing of the Title of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= reclassified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

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100.180	(P-7522; A-13939) am
100.220	(P-7522; A-13939) am
100.230	(P-7522; A-13939) am
100.240	(P-7522; A-13939) am
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100.1100	(P-7522; A-13939) am
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125.40	(PP-620; W-1574) (P-1583; A-8801) am
125.50	(PP-620; W-1574) (P-1583; A-8801) am
125.60	(PP-620; W-1574) (P-1583; A-8801) am
125.80	(PP-620; W-1574) (P-1583; A-8801) am
125.90	(PP-620; W-1574) (P-1583; A-8801) am
125.100	(PP-620; W-1574) (P-1583; A-8801) am
125.110	(PP-620; W-1574) (P-1583; A-8801) am
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125.130	(PP-620; W-1574) (P-1583; A-8801) am
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125.190	(PP-620; W-1574) (P-1583; A-8801) am
125.200	(PP-620; W-1574) (P-1583; A-8801) am
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125.220	(PP-620; W-1574) (P-1583; A-8801) am
125.230	(PP-620; W-1574) (P-1583; A-8801) am
125.240	(PP-620; W-1574) (P-1583; A-8801) am
125.250	(PP-620; W-1574) (P-1583; A-8801) am
125.260	(PP-620; W-1574) (P-1583; A-8801) am
125.270	(PP-620; W-1574) (P-1583; A-8801) am
125.280	(PP-620; W-1574) (P-1583; A-8801) am
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**TITLE 8 (CONT'D)**

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125.310	am	(PP-620; W-1574) (P-1583; A-8801)	438.80	r	(P-6982; A-11996)
125.320	am	(PP-620; W-1574) (P-1583; A-8801)	439.90	am	(P-5012; A-11996)
125.330	am	(PP-620; W-1574) (P-1583; A-8801)	440.10	n	(P-8975/90; A-3492)
125.340	am	(PP-620; W-1574) (P-1583; A-8801)	440.20	n	(P-8975/90; A-3492)
125.350	am	(PP-620; W-1574) (P-1583; A-8801)	440.30	n	(P-8152; A-13936)
125.360	am	(PP-620; W-1574) (P-1583; A-8801)	440.40	n	(P-8975/90; A-3492)
125.370	am	(PP-620; W-1574) (P-1583; A-8801)	440.50	n	(P-8975/90; A-3492)
125.380	am	(PP-620; W-1574) (P-1583; A-8801)	440.60	n	(P-8975/90; A-3492)
125.390	am	(PP-620; W-1574) (P-1583; A-8801)	440.70	n	(P-8975/90; A-3492)
125.400	am	(PP-620; W-1574) (P-1583; A-8801)	440.80	n	(P-8975/90; A-3492)
125.410	am	(PP-620; W-1574) (P-1583; A-8801)	440.90	n	(P-8152; A-13936)
255.50	am	(PP-620; W-1574) (P-1583; A-8801)	440.100	am	(P-8975/90; A-3492)
270.261	am	(PP-620; W-1574) (P-1583; A-8801)	440.110	n	(P-8975/90; A-3492)
290.110	am	(PP-620; W-1574) (P-1583; A-8801)	440.120	n	(P-8975/90; A-3492)
204.20	am	(PP-620; W-1574) (P-1583; A-8801)	440.130	n	(P-8975/90; A-3492)
204.40	am	(PP-620; W-1574) (P-1583; A-8801)	440.140	am	(P-8152; A-13936)
204.70	am	(PP-620; W-1574) (P-1583; A-8801)	440.150	n	(P-8975/90; A-3492)
204.130	am	(PP-620; W-1574) (P-1583; A-8801)	440.160	n	(P-8975/90; A-3492)
404.35	n	(PP-620; W-1574) (P-1583; A-8801)	502.76	am	(P-5609; A-11985)
405.170	r	(PP-620; W-1574) (P-1583; A-8801)	509.100	am	(P-5614; A-11985)
405.180	a	(PP-620; W-1574) (P-1583; A-8801)	720.100	n	(P-19703/90; A-5755)
405.250	r	(PP-620; W-1574) (P-1583; A-8801)	1303.70	am	(P-13704)
416.80	r	(PP-620; W-1574) (P-1583; A-8801)	1312.265	am	(P-14750/90; A-2727)
417.80	r	(PP-620; W-1574) (P-1583; A-8801)	1318.180	n	(P-15388) (E-15610)
418.100	r	(PP-620; W-1574) (P-1583; A-8801)	1318.190	n	(P-15388) (E-15610)
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421.40	am	(PP-620; W-1574) (P-1583; A-8801)	1408.90	am	(P-16843/90; A-5745)
421.80	am	(PP-620; W-1574) (P-1583; A-8801)	1413.48	am	(P-12385/90; A-2730)
421.100	am	(PP-620; W-1574) (P-1583; A-8801)	1424.140	n	(P-10691/90; A-20545/90; C-2044)
433.35	am	(PP-620; W-1574) (P-1583; A-8801)	1424.355	am	(P-19690/90; W-1173)
436.5	n	(PP-620; W-1574) (P-1583; A-8801)			
436.10	r	(PP-620; W-1574) (P-1583; A-8801)			
436.20	am	(PP-620; W-1574) (P-1583; A-8801)			
436.30	am	(PP-620; W-1574) (P-1583; A-8801)			
436.40	r	(PP-620; W-1574) (P-1583; A-8801)			
436.50	r	(PP-620; W-1574) (P-1583; A-8801)			
436.60	am	(PP-620; W-1574) (P-1583; A-8801)			
436.70	r	(PP-620; W-1574) (P-1583; A-8801)			
436.80	r	(PP-620; W-1574) (P-1583; A-8801)			
436.90	r	(PP-620; W-1574) (P-1583; A-8801)			
436.100	am	(PP-620; W-1574) (P-1583; A-8801)			
436.110	am	(PP-620; W-1574) (P-1583; A-8801)			
436.120	am	(PP-620; W-1574) (P-1583; A-8801)			
436.130	am	(PP-620; W-1574) (P-1583; A-8801)			
436.140	r	(PP-620; W-1574) (P-1583; A-8801)			

**TITLE 11**

204.20	am	(P-11394; W-14149)
204.40	am	(P-11394; W-14149)
204.70	am	(P-11394; W-14149)
204.130	am	(P-11394; W-14149)
404.35	n	(P-10348)
405.170	r	(P-8957/90; A-591)
405.180	a	(P-8518; A-13933)
405.250	r	(P-12389/90; A-2733)
416.80	r	(P-6979; A-11994)
417.80	r	(P-6985; A-12001)
418.100	r	(P-6976; A-11992)
419.90	r	(P-19699/90; A-5752)
421.40	am	(P-8150; A-15747)
421.80	am	(P-19699/90; A-5752)
421.100	am	(P-12393/90; A-2736)
433.35	am	(E-12944) (P-15655)
436.5	n	(E-12944) (P-15655)
436.10	r	(E-12944) (P-15655)
436.20	am	(E-12944) (P-15655)
436.30	am	(E-12944) (P-15655)
436.40	r	(E-12944) (P-15655)
436.50	r	(E-12944) (P-15655)
436.60	am	(E-12944) (P-15655)
436.70	r	(E-12944) (P-15655)
436.80	r	(E-12944) (P-15655)
436.90	r	(E-12944) (P-15655)
436.100	am	(E-12944) (P-15655)
436.110	am	(E-12944) (P-15655)
436.120	am	(E-12944) (P-15655)
436.130	am	(E-12944) (P-15655)
436.140	r	(E-12944) (P-15655)

**TITLE 14**

130.110	am	(P-14209) (E-14303; C-15182; W-16807) (E-16785)
475.110	n	(P-6343)
475.210	n	(P-6343)
475.220	n	(P-6343)
475.230	n	(P-6343)
475.240	n	(P-6343)
475.250	n	(P-6343)
475.260	n	(P-6343)
475.310	n	(P-6343)
475.320	n	(P-6343)
475.330	n	(P-6343)
475.340	n	(P-6343)
475.350	n	(P-6343)
475.360	n	(P-6343)
475.370	n	(P-6343)
475.380	n	(P-6343)
475.390	n	(P-6343)
475.410	n	(P-6343)
475.420	n	(P-6343)
475.510	n	(P-6343)
475.520	n	(P-6343)
475.530	n	(P-6343)
475.540	n	(P-6343)
475.550	n	(P-6343)
475.560	n	(P-6343)
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**TITLE 14 (CONT'D)**

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475.610	n	(P-6343)	550.35	am	(E-10498; C-11014)
475.620	n	(P-6343)	550.40	am	(P-8782/90; A-1798)
475.630	n	(P-6343)	550.50	am	(P-8782/90; A-1798)
475.640	n	(P-6343)	570.10	am	(P-4528; A-9902)
475.710	n	(P-6343)	570.20	am	(P-4528; A-9902)
475.720	n	(P-6343)	570.25	am	(P-4528; A-9902)
510.10	am	(P-677; A-8848)	570.30	am	(P-4528; A-9902)
510.20	am	(P-677; A-8848)	570.40	am	(P-4528; A-9902)
510.40	am	(P-677; A-8848)	570.50	am	(P-4528; A-9902)
510.50	am	(P-677; A-8848)	570.60	am	(P-4528; A-9902)
510.60	am	(P-677; A-8848)	570.70	am	(P-4528; A-9902)
510.70	am	(P-677; A-8848)	640.5	n	(P-13391/90; A-7558)
510.80	am	(P-677; A-8848)	640.10	n	(P-13391/90; A-7558)
510.85	am	(P-677; A-8848)	640.20	n	(P-13391/90; A-7558)
510.110	n	(P-13072/90; A-2673)	640.30	n	(P-13391/90; A-7558)
510.120	n	(P-13072/90; A-2673)	640.40	n	(P-13391/90; A-7558)
510.130	n	(P-13072/90; A-2673)	640.50	n	(P-13391/90; A-7558)
510.140	n	(P-13072/90; A-2673)	640.60	n	(P-13391/90; A-7558)
510.150	n	(P-13072/90; A-2673)	640.70	n	(P-13391/90; A-7558)
510.160	n	(P-13072/90; A-2673)	640.80	n	(P-13391/90; A-7558)
510.170	n	(P-13072/90; A-2673)	640.90	n	(P-13391/90; A-7558)
510.175	n	(P-13072/90; A-2673)	640.100	n	(P-13391/90; A-7558)
510.180	n	(P-13072/90; A-2673)	640.110	n	(P-13391/90; A-7558)
510.185	n	(P-13072/90; A-2673)	640.120	n	(P-13391/90; A-7558)
510.190	n	(P-13072/90; A-2673)	640.130	n	(P-13391/90; A-7558)
510.195	n	(P-13072/90; A-2673)	640.140	n	(P-13391/90; A-7558)
510.200	n	(P-13072/90; A-2673)	640.150	n	(P-13391/90; A-7558)
510.205	n	(P-13072/90; A-2673)	640.160	n	(P-13391/90; A-7558)
520.315	n	(P-13060/90; A-8683)	640.170	n	(P-13391/90; A-7558)
520.740	am	(P-13060/90; A-8683)	640.180	n	(P-13391/90; A-7558)
520.800	r	(P-13060/90; A-8683)	640.190	n	(P-13391/90; A-7558)
520.810	r	(P-13060/90; A-8683)	640.200	n	(P-13391/90; A-7558)
520.820	r	(P-13060/90; A-8683)	640.210	n	(P-13391/90; A-7558)
520.830	r	(P-13060/90; A-8683)	640.220	n	(P-13391/90; A-7558)
520.900	am	(P-13060/90; A-8683)	640.230	n	(P-13391/90; A-7558)
520.910	am	(P-13060/90; A-8683)	640.240	n	(P-13391/90; A-7558)
520.930	am	(P-13060/90; A-8683)	640.250	n	(P-13391/90; A-7558)
520.1010	am	(P-13060/90; A-8683)	640.260	n	(P-13391/90; A-7558)
520.1110	n	(P-9787)	640.270	n	(P-13391/90; A-7558)
520.1120	n	(P-9787)	640.280	n	(P-13391/90; A-7558)
520.1130	n	(P-9787)	640.290	n	(P-13391/90; A-7558)
520.1140	n	(P-9787)	640.300	n	(P-13391/90; A-7558)
540.110	n	(P-11022/90; A-973)	640.310	n	(P-13391/90; A-7558)
540.120	n	(P-11022/90; A-973)	640.320	n	(P-13391/90; A-7558)
540.130	n	(P-11022/90; A-973)	640.330	n	(P-13391/90; A-7558)
540.140	n	(P-11022/90; A-973)	640.340	n	(P-13391/90; A-7558)
540.150	n	(P-11022/90; A-973)	640.350	n	(P-13391/90; A-7558)
540.160	n	(P-11022/90; A-973)	1220.100	n	(P-8747)
540.170	n	(P-11022/90; A-973)	1220.110	n	(P-8747)
540.180	n	(P-11022/90; A-973)	1220.120	n	(P-8747)
540.190	n	(P-11022/90; A-973)	1220.130	n	(P-8747)
545.315	am	(P-3620; A-15040)	1220.140	n	(P-8747)
545.320	am	(P-3620; A-15040)	1220.150	n	(P-8747)
545.325	am	(P-3620; A-15040)	1220.160	n	(P-8747)
545.330	am	(P-3620; A-15040)	1220.170	n	(P-8747)
545.335	am	(P-3620; A-15040)	1220.180	n	(P-8747)
545.340	am	(P-3620; A-15040)	1220.190	n	(P-8747)
545.345	am	(P-3620; A-15040)	1220.200	n	(P-8747)
545.350	am	(P-3620; A-15040)	1220.210	n	(P-8747)
545.355	am	(P-3620; A-15040)	1220.220	n	(P-8747)
545.360	am	(P-3620; A-15040)	1220.230	n	(P-8747)
545.365	am	(P-3620; A-15040)	1220.240	n	(P-8747)
545.370	am	(P-3620; A-15040)	1220.250	n	(P-8747)



TITLE 14 (CONT'D)		TITLE 17 (CONT'D)	
1220.300	(P-8747)	830.80	am
1220.310	(P-8747)	830.90	am
1220.320	(P-8747)	880.10	am
1220.330	(P-8747)	880.20	am
1220.400	(P-8747)	880.30	am
1220.410	(P-8747)	880.40	am
1220.500	(P-8747)	880.50	am
1220.510	(P-8747)	950.40	am
1220.520	(P-8747)	950.50	am
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TITLE 20 (CONT'D)		TITLE 26		TITLE 32		TITLE 33		TITLE 34		TITLE 35		TITLE 36		TITLE 37		TITLE 38		TITLE 39		TITLE 40		TITLE 41		TITLE 42		TITLE 43		TITLE 44		TITLE 45		TITLE 46		TITLE 47		TITLE 48		TITLE 49		TITLE 50		TITLE 51		TITLE 52		TITLE 53		TITLE 54		TITLE 55		TITLE 56		TITLE 57		TITLE 58		TITLE 59		TITLE 60		TITLE 61		TITLE 62		TITLE 63		TITLE 64		TITLE 65		TITLE 66		TITLE 67		TITLE 68		TITLE 69		TITLE 70		TITLE 71		TITLE 72		TITLE 73		TITLE 74		TITLE 75		TITLE 76		TITLE 77		TITLE 78		TITLE 79		TITLE 80		TITLE 81		TITLE 82		TITLE 83		TITLE 84		TITLE 85		TITLE 86		TITLE 87		TITLE 88		TITLE 89		TITLE 90		TITLE 91		TITLE 92		TITLE 93		TITLE 94		TITLE 95		TITLE 96		TITLE 97		TITLE 98		TITLE 99		TITLE 100		TITLE 101		TITLE 102		TITLE 103		TITLE 104		TITLE 105		TITLE 106		TITLE 107		TITLE 108		TITLE 109		TITLE 110		TITLE 111		TITLE 112		TITLE 113		TITLE 114		TITLE 115		TITLE 116		TITLE 117		TITLE 118		TITLE 119		TITLE 120		TITLE 121		TITLE 122		TITLE 123		TITLE 124		TITLE 125		TITLE 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TITLE 32 (CONT'D)		TITLE 35 (CONT'D)	
360.70 am	(P-6940/90; A-6180)	212.464 n	(P-13660) (P-16564)
360.71 n	(P-6940/90; A-6180)	212.11.D n	(P-13660) (P-16564)
360.Ap.A n	(P-6940/90; A-6180)	212.11.E n	(P-13660) (P-16564)
360.II. A n	(P-6940/90; A-6180)	212.11.F n	(P-13660) (P-16564)
360.II. B n	(P-6940/90; A-6180)	214.101 am	(P-11098/90; A-1017)
360.Tb. C am	(P-6940/90; A-6180)	214.104 am	(P-11098/90; A-1017)
370.10 r	(P-11653/90; RC-8316; A-10846)	215.100 am	(P-3659; A-12217)
		215.102 am	(P-8877/90; A-8018)
		215.105 am	(P-8877/90; A-8018)
370.20 r	(P-11653/90; RC-8316; A-10846)	215.108 n	(P-6414) (P-8877/90; A-8018)
370.25 r	(P-11653/90; RC-8316; A-10846)	215.109 am	(P-6414; A-15595)
370.30 r	(P-11653/90; RC-8316; A-10846)	215.123 am	(P-11059)
370.40 r	(P-11653/90; RC-8316; A-10846)	215.215 am	(P-8877/90; A-8018)
401.20 am	(P-1390; A-7054)	215.480 am	(P-8877/90; A-8018)
401.30 am	(P-1390; A-7054)	215.481 am	(P-8877/90; A-8018)
401.40 am	(P-1390; A-7054)	215.482 am	(P-8877/90; A-8018)
401.50 am	(P-1390; A-7054)	215.483 am	(P-8877/90; A-8018)
401.60 am	(P-1390; A-7054)	215.484 am	(P-8877/90; A-8018)
401.70 am	(P-1390; A-7054)	215.485 am	(P-8877/90; A-8018)
401.80 am	(P-1390; A-7054)	215.486 am	(P-8877/90; A-8018)
401.100 am	(P-1390; A-7054)	215.487 am	(P-8877/90; A-8018)
401.110 am	(P-1390; A-7054)	215.488 am	(P-8877/90; A-8018)
401.130 am	(P-1390; A-7054)	215.489 am	(P-8877/90; A-8018)
401.140 am	(P-1390; A-7054)	215.490 am	(P-8877/90; A-8018)
401.Ap.A n	(P-1390; A-7054)	215.581 am	(P-3659; A-12217)
401.Ap.B n	(P-1390; A-7054)	215.585 am	(P-12701/90; A-33309)
606.20 am	(P-20573/90; A-8958)	218.100 n	(P-3675; A-12231)
606.30 am	(P-20573/90; A-8958)	218.101 n	(P-3675; A-12231)
606.60 am	(P-20573/90; A-8958)	218.102 n	(P-3675; A-12231)
		218.103 n	(P-3675; A-12231)
		218.104 n	(P-3675; A-12231)
		218.105 n	(P-3675; A-12231)
		218.106 n	(P-3675; A-12231)
		218.107 n	(P-3675; A-12231)
		218.108 n	(P-3675; A-12231)
		218.109 n	(P-3675; A-12231)
		218.110 n	(P-3675; A-12231)
		218.111 n	(P-3675; A-12231)
		218.112 n	(P-3675; A-12231)
		218.121 n	(P-3675; A-12231)
		218.122 n	(P-3675; A-12231)
		218.123 n	(P-3675; A-12231)
		218.124 n	(P-3675; A-12231)
		218.125 n	(P-3675; A-12231)
		218.126 n	(P-3675; A-12231)
		218.141 n	(P-3675; A-12231)
		218.142 n	(P-3675; A-12231)
		218.143 n	(P-3675; A-12231)
		218.144 n	(P-3675; A-12231)
		218.181 n	(P-3675; A-12231)
		218.182 n	(P-3675; A-12231)
		218.183 n	(P-3675; A-12231)
		218.184 n	(P-3675; A-12231)
		218.185 n	(P-3675; A-12231)
		218.186 n	(P-3675; A-12231)
		218.204 n	(P-3675; A-12231)
		218.205 n	(P-3675; A-12231)
		218.206 n	(P-3675; A-12231)
		218.207 n	(P-3675; A-12231)
		218.208 n	(P-3675; A-12231)
		218.209 n	(P-3675; A-12231)
		218.210 n	(P-3675; A-12231)
		218.211 n	(P-3675; A-12231)
		218.301 n	(P-3675; A-12231)
		218.302 n	(P-3675; A-12231)
		218.303 n	(P-3675; A-12231)
		218.304 n	(P-3675; A-12231)
		218.401 n	(P-3675; A-12231)
		218.402 n	(P-3675; A-12231)
		218.403 n	(P-3675; A-12231)
		218.404 n	(P-3675; A-12231)
		218.421 n	(P-3675; A-12231)
		218.422 n	(P-3675; A-12231)
		218.423 n	(P-3675; A-12231)
		218.424 n	(P-3675; A-12231)
		218.425 n	(P-3675; A-12231)
		218.426 n	(P-3675; A-12231)
		218.427 n	(P-3675; A-12231)
		218.428 n	(P-3675; A-12231)
		218.429 n	(P-3675; A-12231)
		218.430 n	(P-3675; A-12231)
		218.441 n	(P-3675; A-12231)
		218.442 n	(P-3675; A-12231)
		218.443 n	(P-3675; A-12231)
		218.444 n	(P-3675; A-12231)
		218.445 n	(P-3675; A-12231)
		218.446 n	(P-3675; A-12231)
		218.447 n	(P-3675; A-12231)
		218.448 n	(P-3675; A-12231)
		218.449 n	(P-3675; A-12231)
		218.450 n	(P-3675; A-12231)
		218.451 n	(P-3675; A-12231)
		218.452 n	(P-3675; A-12231)
		218.453 n	(P-3675; A-12231)
		218.454 n	(P-3675; A-12231)
		218.455 n	(P-3675; A-12231)
		218.456 n	(P-3675; A-12231)
		218.457 n	(P-3675; A-12231)
		218.458 n	(P-3675; A-12231)
		218.459 n	(P-3675; A-12231)
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		218.462 n	(P-3675; A-12231)
		218.463 n	(P-3675; A-12231)
		218.464 n	(P-3675; A-12231)
		218.465 n	(P-3675; A-12231)
		218.466 n	(P-3675; A-12231)
		218.467 n	(P-3675; A-12231)
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		218.469 n	(P-3675; A-12231)
		218.470 n	(P-3675; A-12231)
		218.471 n	(P-3675; A-12231)
		218.472 n	(P-3675; A-12231)
		218.473 n	(P-3675; A-12231)
		218.474 n	(P-3675; A-12231)
		218.475 n	(P-3675; A-12231)
		218.476 n	(P-3675; A-12231)
		218.477 n	(P-3675; A-12231)
		218.478 n	(P-3675; A-12231)
		218.479 n	(P-3675; A-12231)
		218.480 n	(P-3675; A-12231)
		218.481 n	(P-3675; A-12231)
		218.482 n	(P-3675; A-12231)
		218.483 n	(P-3675; A-12231)
		218.484 n	(P-3675; A-12231)
		218.485 n	(P-3675; A-12231)
		218.486 n	(P-3675; A-12231)
		218.487 n	(P-3675; A-12231)
		218.488 n	(P-3675; A-12231)
		218.489 n	(P-3675; A-12231)
		218.521 n	(P-3675; A-12231)
		218.522 n	(P-3675; A-12231)
		218.526 n	(P-3675; A-12231)
		218.527 n	(P-3675; A-12231)
		218.541 n	(P-3675; A-12231)
		218.561 n	(P-3675; A-12231)
		218.562 n	(P-3675; A-12231)
		218.563 n	(P-3675; A-12231)
		218.568 n	(P-3675; A-12231)
		218.581 n	(P-3675; A-12231)
		218.582 n	(P-3675; A-12231)
		218.583 n	(P-3675; A-12231)
		218.584 n	(P-3675; A-12231)
		218.585 n	(P-3675; A-12231)
		218.601 n	(P-3675; A-12231)
		218.602 n	(P-3675; A-12231)
		218.603 n	(P-3675; A-12231)
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		218.608 n	(P-3675; A-12231)
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		218.611 n	(P-3675; A-12231)
		218.612 n	(P-3675; A-12231)
		218.613 n	(P-3675; A-12231)
		218.620 n	(P-3675; A-12231)
		218.621 n	(P-3675; A-12231)
		218.623 n	(P-3675; A-12231)
		218.624 n	(P-3675; A-12231)
		218.625 n	(P-3675; A-12231)
		218.626 n	(P-3675; A-12231)
		218.628 n	(P-3675; A-12231)
		218.630 n	(P-3675; A-12231)
		218.636 n	(P-3675; A-12231)
		218.637 n	(P-3675; A-12231)
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TITLE 35, (CONT'D)	
P-3892; A-12491)	219,927
P-3892; A-12491)	219,928
P-3892; A-12491)	219,940
P-3892; A-12491)	219,943
P-3892; A-12491)	219,946
P-3892; A-12491)	219,947
P-3892; A-12491)	219,948
P-3892; A-12491)	219,960
P-3892; A-12491)	219,963
P-3892; A-12491)	219,966
P-3892; A-12491)	219,967
P-3892; A-12491)	219,968
P-3892; A-12491)	219,980
P-3892; A-12491)	219,983
P-3892; A-12491)	219,986
P-3892; A-12491)	219,987
P-3892; A-12491)	219,988
P-3892; A-12491)	219,990
P-3892; A-12491)	219,991
P-3892; A-12491)	219,Ap. A
P-3892; A-12491)	219,Ap. B
P-3892; A-12491)	219,Ap. C
P-3892; A-12491)	219,Ap. D
P-3892; A-12491)	230,110
P-3892; A-12491)	230,140
P-3892; A-12491)	230,141
P-3892; A-12491)	230,142
P-3892; A-12491)	230,150
P-3892; A-12491)	230,160
P-3892; A-12491)	230,170
P-3892; A-12491)	230,180
P-3892; A-12491)	230,190
P-3892; A-12491)	230,200
P-3892; A-12491)	230,210
P-3892; A-12491)	230,211
P-3892; A-12491)	230,212
P-3892; A-12491)	230,220
P-3892; A-12491)	230,230
P-3892; A-12491)	230,240
P-3892; A-12491)	230,241
P-3892; A-12491)	230,250
P-3892; A-12491)	230,260
P-3892; A-12491)	230,270
P-3892; A-12491)	230,280
P-3892; A-12491)	230,290
P-3892; A-12491)	230,300
P-3892; A-12491)	230,310
P-3892; A-12491)	230,320
P-3892; A-12491)	230,330
P-3892; A-12491)	230,340
P-3892; A-12491)	230,350
P-3892; A-12491)	230,360
P-3892; A-12491)	230,370
P-3892; A-12491)	230,371
P-3892; A-12491)	230,380
P-3892; A-12491)	230,390
P-3892; A-12491)	230,400
P-3892; A-12491)	230,410
P-3892; A-12491)	230,430
P-3892; A-12491)	230,440
P-3892; A-12491)	230,470
P-3892; A-12491)	230,480

	(P-3892; A-12491)	230.490	r	(P-741)
	(P-3892; A-12491)	230.500	r	(P-741)
	(P-3892; A-12491)	230.520	r	(P-741)
	(P-3892; A-12491)	230.530	r	(P-741)
	(P-3892; A-12491)	230.540	r	(P-741)
	(P-3892; A-12491)	230.550	r	(P-741)
	(P-3892; A-12491)	230.560	r	(P-741)
	(P-3892; A-12491)	230.570	r	(P-741)
	(P-3892; A-12491)	230.580	r	(P-741)
	(P-3892; A-12491)	230.590	r	(P-741)
	(P-3892; A-12491)	230.600	r	(P-741)
	(P-3892; A-12491)	230.680	r	(P-741)
	(P-3892; A-12491)	230.690	r	(P-741)
	(P-3892; A-12491)	230.700	r	(P-741)
	(P-3892; A-12491)	230.720	r	(P-741)
	(P-3892; A-12491)	230.730	r	(P-741)
	(P-3892; A-12491)	230.740	r	(P-741)
	(P-3892; A-12491)	230.780	r	(P-741)
	(P-3892; A-12491)	230.Tb.A	r	(P-741)
	(P-3892; A-12491)	230.Tb.B	r	(P-741)
	(P-3892; A-12491)	230.Ap.A	r	(P-741)
	(P-3892; A-12491)	230.Ap.B	r	(P-741)
	(P-3892; A-12491)	230.Ap.C	r	(P-741)
	(P-3892; A-12491)	230.Ap.F	r	(P-741)
	(P-3892; A-12491)	231.110	r	(P-730)
	(P-741)	231.120	r	(P-730)
	(P-741)	231.122	r	(P-730)
	(P-741)	231.130	r	(P-730)
	(P-741)	231.140	r	(P-730)
	(P-741)	231.150	r	(P-730)
	(P-741)	231.160	r	(P-730)
	(P-741)	231.180	r	(P-730)
	(P-741)	231.190	r	(P-730)
	(P-741)	231.200	r	(P-730)
	(P-741)	231.210	r	(P-730)
	(P-741)	231.230	r	(P-730)
	(P-741)	231.240	r	(P-730)
	(P-741)	231.250	r	(P-730)
	(P-741)	231.260	r	(P-730)
	(P-741)	231.320	r	(P-730)
	(P-741)	231.330	r	(P-730)
	(P-741)	231.330	r	(P-730)
	(P-741)	231.Tb.A	r	(P-730)
	(P-741)	231.Ap.A	r	(P-730)
	(P-741)	231.Ap.B	r	(P-730)
	(P-741)	231.Ap.C	r	(P-730)
	(P-741)	232.100	n	(P-14969)
	(P-741)	232.110	n	(P-14969)
	(P-741)	232.120	n	(P-14969)
	(P-741)	232.130	n	(P-14969)
	(P-741)	232.200	n	(P-14969)
	(P-741)	232.210	n	(P-14969)
	(P-741)	232.300	n	(P-14969)
	(P-741)	232.310	n	(P-14969)
	(P-741)	232.320	n	(P-14969)
	(P-741)	232.400	n	(P-14969)
	(P-741)	232.410	n	(P-14969)
	(P-741)	232.500	n	(P-14969)
	(P-741)	232.Ap.A	n	(P-14969)
	(P-741)	232.Ap.B	n	(P-14969)
	(P-741)	232.Ap.C	n	(P-14969)
	(P-741)	240.102	am	(P-12109)
	(P-741)	240.122	am	(P-12109)
	(P-741)	240.140	n	(P-12109)



TITLE 35 (CONT'D)

240.141	n	(P-12109)	615.206	n	(P-10303)
240.142	n	(P-12109)	615.207	n	(P-10303)
240.143	n	(P-12109)	615.208	n	(P-10303)
240.144	n	(P-12109)	615.209	n	(P-10303)
240.145	n	(P-12109)	615.210	n	(P-10303)
240.146	n	(P-12109)	615.211	n	(P-10303)
240.147	n	(P-12109)	615.301	n	(P-10303)
240.148	n	(P-12109)	615.302	n	(P-10303)
270.10	n	(P-14845)	615.303	n	(P-10303)
270.20	n	(P-14845)	615.304	n	(P-10303)
270.30	n	(P-14845)	615.305	n	(P-10303)
270.40	n	(P-14845)	615.306	n	(P-10303)
270.50	n	(P-14845)	615.307	n	(P-10303)
270.60	n	(P-14845)	615.401	n	(P-10303)
270.70	n	(P-14845)	615.402	n	(P-10303)
270.80	n	(P-14845)	615.403	n	(P-10303)
276.101	am	(P-13607)	615.404	n	(P-10303)
276.102	am	(P-13607)	615.421	n	(P-10303)
276.204	am	(P-13607)	615.422	n	(P-10303)
276.206	n	(P-13607)	615.423	n	(P-10303)
276.301	am	(P-13607)	615.424	n	(P-10303)
276.303	am	(P-13607)	615.425	n	(P-10303)
276.304	am	(P-13607)	615.441	n	(P-10303)
276.307	am	(P-13607)	615.442	n	(P-10303)
276.308	n	(P-13607)	615.443	n	(P-10303)
276.310	#	(P-13607)	615.444	n	(P-10303)
276.311	am	(P-13607)	615.445	n	(P-10303)
276.311	#	(P-13607)	615.446	n	(P-10303)
276.401	am	(P-13607)	615.447	n	(P-10303)
276.701	am	(P-13607)	615.461	n	(P-10303)
276.702	am	(P-13607)	615.462	n	(P-10303)
276.703	am	(P-13607)	615.463	n	(P-10303)
304.211	n	(P-9700/90; A-241)	615.464	n	(P-10303)
360.601	am	(P-13202)	615.501	n	(P-10303)
360.602	am	(P-13202)	615.502	n	(P-10303)
501.102	am	(P-3141; A-10075)	615.601	n	(P-10303)
501.200	n	(P-3141; A-10075)	615.602	n	(P-10303)
501.246	n	(P-3141; A-10075)	615.603	n	(P-10303)
501.248	n	(P-3141; A-10075)	615.604	n	(P-10303)
501.274	n	(P-3141; A-10075)	615.605	n	(P-10303)
501.317	n	(P-3141; A-10075)	615.621	n	(P-10303)
501.330	am	(P-3141; A-10075)	615.622	n	(P-10303)
501.342	n	(P-3141; A-10075)	615.623	n	(P-10303)
501.356	n	(P-3141; A-10075)	615.624	n	(P-10303)
501.372	n	(P-3141; A-10075)	615.625	n	(P-10303)
501.402	am	(P-3141; A-10075)	615.626	n	(P-10303)
501.404	am	(P-3141; A-10075)	615.627	n	(P-10303)
501.405	am	(P-3141; A-10075)	615.628	n	(P-10303)
601.105	am	(P-9829)	615.629	n	(P-10303)
601.325	am	(P-17154/90; A-1562)	615.630	n	(P-10303)
611.321	am	(P-17154/90; A-1562)	615.631	n	(P-10303)
615.101	n	(P-10303)	615.632	n	(P-10303)
615.102	n	(P-10303)	615.633	n	(P-10303)
615.103	n	(P-10303)	615.634	n	(P-10303)
615.104	n	(P-10303)	615.635	n	(P-10303)
615.105	n	(P-10303)	615.636	n	(P-10303)
615.201	n	(P-10303)	615.637	n	(P-10303)
615.202	n	(P-10303)	615.638	n	(P-10303)
615.203	n	(P-10303)	615.639	n	(P-10303)
615.204	n	(P-10303)	615.640	n	(P-10303)
615.205	n	(P-10303)	615.641	n	(P-10303)

TITLE 35 (CONT'D)

616.210	n	(P-9836)	620.301	n	(P-4234; W-13569)
616.211	n	(P-9836)	620.302	n	(P-4234)
616.301	n	(P-9836)	620.305	n	(P-4234; W-13569)
616.302	n	(P-9836)	620.307	n	(P-4234; W-13569)
616.304	n	(P-9836)	620.310	n	(P-4234; W-13569)
616.305	n	(P-9836)	620.320	n	(P-4234; W-13569)
616.306	n	(P-9836)	620.330	n	(P-4234; W-13569)
616.307	n	(P-9836)	620.340	n	(P-4234; W-13569)
616.401	n	(P-9836)	620.350	n	(P-4234; W-13569)
616.402	n	(P-9836)	620.360	n	(P-4234; W-13569)
616.421	n	(P-9836)	620.401	n	(P-4234)
616.422	n	(P-9836)	620.405	n	(P-4234; W-13569)
616.423	n	(P-9836)	620.410	n	(P-4234; W-13569)
616.424	n	(P-9836)	620.415	n	(P-4234; W-13569)
616.425	n	(P-9836)	620.420	n	(P-4234; W-13569)
616.441	n	(P-9836)	620.430	n	(P-4234)
616.442	n	(P-9836)	620.440	n	(P-4234)
616.443	n	(P-9836)	620.450	n	(P-4234; W-13569)
616.444	n	(P-9836)	620.501	n	(P-4234; W-13569)
616.445	n	(P-9836)	620.505	n	(P-4234; W-13569)
616.446	n	(P-9836)	620.510	n	(P-4234; W-13569)
616.447	n	(P-9836)	620.515	n	(P-4234; W-13569)
616.461	n	(P-9836)	620.517	n	(P-4234; W-13569)
616.462	n	(P-9836)	620.520	n	(P-4234; W-13569)
616.463	n	(P-9836)	620.525	n	(P-4234; W-13569)
616.464	n	(P-9836)	620.601	n	(P-4234; W-13569)
616.501	n	(P-9836)	620.605	n	(P-4234; W-13569)
616.502	n	(P-9836)	620.610	n	(P-4234; W-13569)
616.601	n	(P-9836)	620.615	n	(P-4234)
616.602	n	(P-9836)	620.616	n	(P-4234; W-13569)
616.603	n	(P-9836)	620.617	n	(P-4234; W-13569)
616.604	n	(P-9836)	620.618	n	(P-4234; W-13569)
616.605	n	(P-9836)	620.619	n	(P-4234; W-13569)
616.621	n	(P-9836)	620.620	n	(P-4234; W-13569)
616.622	n	(P-9836)	620.621	n	(P-4234; W-13569)
616.623	n	(P-9836)	620.622	n	(P-4234; W-13569)
616.624	n	(P-9836)	620.623	n	(P-4234; W-13569)
616.625	n	(P-9836)	620.624	n	(P-4234; W-13569)
616.701	n	(P-9836)	620.625	n	(P-4234; W-13569)
616.702	n	(P-9836)	620.626	n	(P-4234; W-13569)
616.703	n	(P-9836)	620.627	n	(P-4234; W-13569)
616.704	n	(P-9836)	620.628	n	(P-4234; W-13569)
616.705	n	(P-9836)	620.629	n	(P-4234; W-13569)
616.721	n	(P-9836)	620.630	n	(P-4234; W-13569)
616.722	n	(P-9836)	620.631	n	(P-4234; W-13569)
616.723	n	(P-9836)	620.632	n	(P-4234; W-13569)
616.724	n	(P-9836)	620.633	n	(P-4234; W-13569)
616.725	n	(P-9836)	620.634	n	(P-4234; W-13569)
617.101	n	(P-9836)	620.635	n	(P-4234; W-13569)
617.102	n	(P-9836)	620.636	n	(P-4234; W-13569)
620.105	n	(P-9836)	620.637	n	(P-4234; W-13569)
620.110	n	(P-9836)	620.638	n	(P-4234; W-13569)
620.115	n	(P-9836)	620.639	n	(P-4234; W-13569)
620.125	n	(P-9836)	620.640	n	(P-4234; W-13569)
620.130	n	(P-9836)	620.641	n	(P-4234; W-13569)
620.135	n	(P-9836)	620.642	n	(P-4234; W-13569)
620.201	n	(P-9836)	620.643	n	(P-4234; W-13569)
620.210	n	(P-9836)	620.644	n	(P-4234; W-13569)
620.220	n	(P-9836)	620.645	n	(P-4234; W-13569)
620.230	n	(P-9836)	620.646	n	(P-4234; W-13569)
620.240	n	(P-9836)	620.647	n	(P-4234; W-13569)
620.250	n	(P-9836)	620.648	n	(P-4234; W-13569)
620.260	n	(P-9836)	620.649	n	(P-4234; W-13569)



TITLE 35 (CONTD.)			725.930	
721.Ap.H	am	(P-6001; A-14473)	725.931	(P-2145; A-9398)
721.Ap.I	am	(P-9288)	725.932	(P-2145; A-9398)
722.111	am	(P-2404; A-9644)	725.932	(P-2145; A-9398)
722.134	am	(P-2404; A-9644)	725.934	(P-2145; A-9398)
		(P-6066; A-14562)	725.935	(P-2145; A-9398)
724.113	am	(P-2414; A-9654)	725.950	(P-2145; A-9398)
724.115	am	(P-2414; A-9654)	725.951	(P-2145; A-9398)
724.173	am	(P-2414; A-9654)	725.957	(P-2145; A-9398)
724.177	am	(P-2414; A-9654)	725.952	(P-2145; A-9398)
724.290	am	(P-6073; A-14572)	725.953	(P-2145; A-9398)
724.321	am	(P-2414; A-9654)	725.954	(P-2145; A-9398)
724.329	am	(P-2414; A-9654)	725.955	(P-2145; A-9398)
724.356	am	(P-2414; A-9654)	725.956	(P-2145; A-9398)
724.381	am	(P-2414; A-9654)	725.958	(P-2145; A-9398)
724.401	am	(P-2414; A-9654)	725.959	(P-2145; A-9398)
724.412	am	(P-2414; A-9654)	725.960	(P-2145; A-9398)
724.416	am	(P-2414; A-9654)	725.961	(P-2145; A-9398)
724.670	am	(P-6073; A-14572)	725.962	(P-2145; A-9398)
724.671	am	(P-6073; A-14572)	725.963	(P-2145; A-9398)
724.672	am	(P-6073; A-14572)	725.964	(P-2145; A-9398)
724.673	am	(P-6073; A-14572)	726.132	(P-2487; A-9727)
724.674	am	(P-6073; A-14572)	728.101	(P-2209; A-9462)
724.675	am	(P-6073; A-14572)	728.102	(P-2209; A-9462)
724.930	n	(P-2414; A-9654)	728.103	(P-2209; A-9462)
724.931	n	(P-2414; A-9654)	728.105	(P-2209; A-9462)
724.932	n	(P-2414; A-9654)	728.107	(P-2209; A-9462)
724.933	n	(P-2414; A-9654)	728.108	(P-2209; A-9462)
724.934	n	(P-2414; A-9654)	728.109	(P-2209; A-9462)
724.935	n	(P-2414; A-9654)	728.135	(P-2209; A-9462)
724.936	n	(P-2414; A-9654)	728.140	(P-2209; A-9462)
724.950	n	(P-2414; A-9654)	728.141	(P-2209; A-9462)
724.951	n	(P-2414; A-9654)	728.142	(P-2209; A-9462)
724.952	n	(P-2414; A-9654)	728.143	(P-2209; A-9462)
724.953	n	(P-2414; A-9654)	728.Ap.D	(P-2209; A-9462)
724.954	n	(P-2414; A-9654)	728.Ap.E	(P-2209; A-9462)
724.955	n	(P-2414; A-9654)	728.Ap.F	(P-2209; A-9462)
724.956	n	(P-2414; A-9654)	728.Ap.G	(P-2209; A-9462)
724.957	n	(P-2414; A-9654)	728.Ap.H	(P-2209; A-9462)
724.958	n	(P-2414; A-9654)	728.Tb.A	(P-2209; A-9462)
724.959	n	(P-2414; A-9654)	728.Tb.B	(A-11937; W-14716)
724.960	n	(P-2414; A-9654)	728.Tb.C	(P-2209; A-9462)
724.961	n	(P-2414; A-9654)	728.Tb.D	(P-2209; A-9462)
724.962	n	(P-2414; A-9654)	728.Tb.E	(P-2209; A-9462)
724.963	n	(P-2414; A-9654)	731.113	(P-6424; A-13800)
724.964	n	(P-2414; A-9654)	731.115	(P-6424; A-13800)
724.965	n	(P-2414; A-9654)	731.140	(P-20161/90; A-6527)
725.101	am	(P-2145; A-9398)	731.191	(P-6424; A-13800)
725.113	am	(P-2145; A-9398)	738.101	(P-16681/90; A-11425)
725.115	am	(P-2145; A-9398)	738.110	(P-18681/90; A-11425)
725.173	am	(P-2145; A-9398)	738.112	(P-18681/90; A-11425)
725.177	am	(P-6043; A-14534)	738.114	(P-18681/90; A-11425)
725.290	am	(P-2145; A-9398)	738.115	(P-18681/90; A-11425)

TITLE 35 (CONTD)		
814.104	(P-4604)	n
814.601	(P-3155)	am
814.602	(P-3155)	n
814.701	(P-3155)	n
814.702	(P-3155)	n
814.801	(P-4604)	n
814.801	(P-4604)	n
814.902	(P-4604)	n
814.920	(P-4604)	n
814.921	(P-4604)	n
814.930	(P-4604)	n
814.931	(P-4604)	n
816.101	(P-4616)	n
816.102	(P-4616)	n
816.103	(P-4616)	n
816.104	(P-4616)	n
816.105	(P-4616)	n
816.106	(P-4616)	n
816.107	(P-4616)	n
816.108	(P-4616)	n
816.109	(P-4616)	n
816.110	(P-4616)	n
816.111	(P-4616)	n
816.112	(P-4616)	n
816.113	(P-4616)	n
816.114	(P-4616)	n
816.115	(P-4616)	n
816.116	(P-4616)	n
816.117	(P-4616)	n
816.118	(P-4616)	n
816.119	(P-4616)	n
816.120	(P-4616)	n
816.121	(P-4616)	n
816.122	(P-4616)	n
816.123	(P-4616)	n
816.124	(P-4616)	n
816.101	(P-4616)	n
817.101	(P-3173)	n
817.102	(P-3173)	n
817.103	(P-3173)	n
817.104	(P-3173)	n
817.105	(P-3173)	n
817.201	(P-3173)	n
817.201	(P-3173)	n
817.202	(P-3173)	n
817.203	(P-3173)	n
817.204	(P-3173)	n
817.301	(P-3173)	n
817.302	(P-3173)	n
817.303	(P-3173)	n
817.304	(P-3173)	n
817.305	(P-3173)	n
817.306	(P-3173)	n
817.401	(P-3173)	n
817.401	(P-3173)	n
817.402	(P-3173)	n
817.403	(P-3173)	n
817.404	(P-3173)	n
817.405	(P-3173)	n
817.406	(P-3173)	n
817.407	(P-3173)	n
817.408	(P-3173)	n
817.409	(P-3173)	n
817.410	(P-3173)	n
817.411	(P-3173)	n
817.412	(P-3173)	n
817.413	(P-3173)	n
817.414	(P-3173)	n
817.415	(P-3173)	n
817.416	(P-3173)	n
848.101	(P-7763/90; A-7959)	n
848.101	(P-13004)	am
848.102	(P-7763/90; A-7959)	n
848.103	(P-7763/90; A-7959)	n
848.104	(P-7763/90; A-7959)	n
848.105	(P-7763/90; A-7959)	n
848.201	(P-7763/90; A-7959)	n
848.202	(P-7763/90; A-7959)	n
848.202	(P-13004)	am
848.203	(P-7763/90; A-7959)	n
848.204	(P-7763/90; A-7959)	n
848.205	(P-7763/90; A-7959)	n
848.205	(P-13004)	am
848.206	(P-7763/90; A-7959)	n
848.301	(P-7763/90; A-7959)	n
848.302	(P-7763/90; A-7959)	n
848.303	(P-7763/90; A-7959)	n
848.304	(P-7763/90; A-7959)	n
848.305	(P-7763/90; A-7959)	n
848.306	(P-7763/90; A-7959)	n
848.400	(P-7763/90; A-7959)	n
848.401	(P-7763/90; A-7959)	n
848.402	(P-7763/90; A-7959)	n
848.403	(P-7763/90; A-7959)	n
848.404	(P-7763/90; A-7959)	n
848.405	(P-7763/90; A-7959)	n
848.406	(P-7763/90; A-7959)	n
848.407	(P-7763/90; A-7959)	n
848.408	(P-7763/90; A-7959)	n
848.410	(P-7763/90; A-7959)	n
848.413	(P-7763/90; A-7959)	n
848.415	(P-7763/90; A-7959)	n
848.501	(P-7763/90; A-7959)	n
848.502	(P-7763/90; A-7959)	n
848.503	(P-7763/90; A-7959)	n
848.504	(P-7763/90; A-7959)	n
848.505	(P-7763/90; A-7959)	n
848.506	(P-7763/90; A-7959)	n
848.507	(P-7763/90; A-7959)	n
848.508	(P-7763/90; A-7959)	n
848.509	(P-7763/90; A-7959)	n
848.601	(P-7763/90; A-7959)	n
848.602	(P-7763/90; A-7959)	n
848.603	(P-7763/90; A-7959)	n
848.604	(P-7763/90; A-7959)	n
848.605	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
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848.606	(P-7763/90; A-7959)	n
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848.606	(P-7763/90; A-7959)	n
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848.606	(P-7763/90; A-7959)	n
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848.606	(P-7763/90; A-7959)	n
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848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	n
848.606	(P-7763/90; A-7959)	



849.106	r	(P-13265)	500.160	r	(P-5162)	500.820	r	(P-5162)	1075.720	n	(P-1475890; A-1916)
859.101	n	(P-8438)	500.170	r	(P-5162)	500.830	r	(P-5162)	1075.725	n	(P-1475890; A-1916)
859.102	n	(P-8438)	500.180	r	(P-5162)	500.840	r	(P-5162)	1075.730	n	(P-1475890; A-1916)
859.201	n	(P-8438)	500.190	r	(P-5162)	500.850	r	(P-5162)	1075.735	n	(P-1475890; A-1916)
859.202	n	(P-8438)	500.200	r	(P-5162)	500.860	r	(P-5162)	1075.740	n	(P-1475890; A-1916)
859.203	n	(P-8438)	500.210	r	(P-5162)	500.870	r	(P-5162)	1075.745	n	(P-1475890; A-1916)
859.204	n	(P-8438)	500.220	r	(P-5162)	500.880	r	(P-5162)	1075.750	n	(P-1475890; A-1916)
859.205	n	(P-8438)	500.230	r	(P-5179)	500.890	r	(P-5162)	1075.800	n	(P-1475890; A-1916)
859.301	n	(P-8438)	500.240	r	(P-5179)	500.900	r	(P-5162)	1075.810	n	(P-1475890; A-1916)
859.302	n	(P-8438)	500.250	r	(P-5179)	500.910	r	(P-5162)	1075.820	n	(P-1475890; A-1916)
859.303	n	(P-8438)	500.300	r	(P-5162)	500.920	r	(P-5162)	1075.830	n	(P-1475890; A-1916)
870.206	am	(P-1566790; A-9311)	500.310	r	(P-5162)	500.100	r	(P-1475890; A-1916)	1075.900	n	(P-1475890; A-1916)
870.305	am	(P-1566790; A-9311)	500.320	r	(P-5162)	1075.110	r	(P-1475890; A-1916)	1075.905	n	(P-1475890; A-1916)
			500.330	r	(P-5162)	1075.120	r	(P-1475890; A-1916)	1075.910	n	(P-1475890; A-1916)
			500.340	r	(P-5162)	1075.130	r	(P-14406)	1075.920	n	(P-1475890; A-1916)
			500.350	r	(P-5162)	1075.140	r	(P-1475890; A-1916)	1075.925	n	(P-1475890; A-1916)
			500.360	r	(P-5162)	1075.150	r	(P-1475890; A-1916)	1075.930	n	(P-1475890; A-1916)
			500.370	r	(P-5162)	1075.200	r	(P-1475890; A-1916)	1075.935	n	(P-1475890; A-1916)
			500.380	r	(P-5162)	1075.300	r	(P-1475890; A-1916)	1075.945	n	(P-1475890; A-1916)
			500.390	r	(P-5162)	1075.310	r	(P-1475890; A-1916)	1075.950	n	(P-1475890; A-1916)
			500.400	r	(P-5162)	1075.400	r	(P-1475890; A-1916)	1075.955	n	(P-1475890; A-1916)
			500.410	r	(P-5162)	1075.410	r	(P-1475890; A-1916)	1075.960	n	(P-1475890; A-1916)
			500.420	r	(P-5162)	1075.415	r	(P-1475890; A-1916)	1075.965	n	(P-1475890; A-1916)
			500.430	r	(P-5162)	1075.420	r	(P-1475890; A-1916)	1075.970	n	(P-1475890; A-1916)
			500.440	r	(P-5179)	1075.430	r	(P-1475890; A-1916)	1075.975	n	(P-1475890; A-1916)
			500.450	r	(P-5179)	1075.440	r	(P-1475890; A-1916)	1075.980	n	(P-1475890; A-1916)
			500.460	r	(P-5179)	1075.450	r	(P-1475890; A-1916)	1075.985	n	(P-1475890; A-1916)
			500.470	r	(P-5179)	1075.455	r	(P-1475890; A-1916)	1075.990	n	(P-1475890; A-1916)
			500.480	r	(P-5179)	1075.460	r	(P-1475890; A-1916)	1075.995	n	(P-1475890; A-1916)
			500.490	r	(P-5179)	1075.465	r	(P-1475890; A-1916)	1075.1000	n	(P-1475890; A-1916)
			500.500	r	(P-5179)	1075.470	r	(P-1475890; A-1916)	1075.1005	n	(P-1475890; A-1916)
			500.510	r	(P-5179)	1075.480	r	(P-1475890; A-1916)	1075.1010	n	(P-1475890; A-1916)
			500.520	r	(P-5179)	1075.490	r	(P-1475890; A-1916)	1075.1015	n	(P-1475890; A-1916)
			500.530	r	(P-5179)	1075.500	r	(P-1475890; A-1916)	1075.1020	n	(P-1475890; A-1916)
			500.540	r	(P-5179)	1075.505	r	(P-1475890; A-1916)	1075.1025	n	(P-1475890; A-1916)
			500.550	r	(P-5179)	1075.510	r	(P-1475890; A-1916)	1075.1030	n	(P-1475890; A-1916)
			500.560	r	(P-5179)	1075.515	r	(P-1475890; A-1916)	1075.1035	n	(P-1475890; A-1916)
			500.570	r	(P-5179)	1075.520	r	(P-1475890; A-1916)	1075.1040	n	(P-1475890; A-1916)
			500.580	r	(P-5179)	1075.525	r	(P-1475890; A-1916)	1075.1045	n	(P-1475890; A-1916)
			500.590	r	(P-5179)	1075.530	r	(P-1475890; A-1916)	1075.1050	n	(P-1475890; A-1916)
			500.600	r	(P-5179)	1075.535	r	(P-1475890; A-1916)	1075.1055	n	(P-1475890; A-1916)
			500.610	r	(P-5179)	1075.540	r	(P-1475890; A-1916)	1075.1100	n	(P-1475890; A-1916)
			500.620	r	(P-5179)	1075.545	r	(P-1475890; A-1916)	1075.1105	n	(P-1475890; A-1916)
			500.630	r	(P-5179)	1075.550	r	(P-1475890; A-1916)	1075.1110	n	(P-1475890; A-1916)
			500.640	r	(P-5179)	1075.555	r	(P-1475890; A-1916)	1075.1115	n	(P-1475890; A-1916)
			500.650	r	(P-5179)	1075.560	r	(P-1475890; A-1916)	1075.1120	n	(P-1475890; A-1916)
			500.660	r	(P-5179)	1075.565	r	(P-1475890; A-1916)	1075.1125	n	(P-1475890; A-1916)
			500.670	r	(P-5179)	1075.570	r	(P-1475890; A-1916)	1075.1130	n	(P-1475890; A-1916)
			500.680	r	(P-5179)	1075.575	r	(P-1475890; A-1916)	1075.1135	n	(P-1475890; A-1916)
			500.690	r	(P-5179)	1075.580	r	(P-1475890; A-1916)	1075.1140	n	(P-1475890; A-1916)
			500.700	r	(P-5179)	1075.585	r	(P-1475890; A-1916)	1075.1145	n	(P-1475890; A-1916)
			500.710	r	(P-5179)	1075.590	r	(P-1475890; A-1916)	1075.1150	n	(P-1475890; A-1916)
			500.720	r	(P-5179)	1075.600	r	(P-1475890; A-1916)	1075.1155	n	(P-1475890; A-1916)
			500.730	r	(P-5179)	1075.610	r	(P-1475890; A-1916)	1075.1160	n	(P-1475890; A-1916)
			500.740	r	(P-5179)	1075.620	r	(P-1475890; A-1916)	1075.1165	n	(P-1475890; A-1916)
			500.750	r	(P-5179)	1075.630	r	(P-1475890; A-1916)	1075.1170	n	(P-1475890; A-1916)
			500.760	r	(P-5179)	1075.640	r	(P-1475890; A-1916)	1075.1175	n	(P-1475890; A-1916)
			500.770	r	(P-5179)	1075.650	r	(P-1475890; A-1916)	1075.1180	n	(P-1475890; A-1916)
			500.780	r	(P-5179)	1075.660	r	(P-1475890; A-1916)	1075.1185	n	(P-1475890; A-1916)
			500.790	r	(P-5179)	1075.670	r	(P-1475890; A-1916)	1075.1190	n	(P-1475890; A-1916)
			500.800	r	(P-5179)	1075.680	r	(P-1475890; A-1916)	1075.1195	n	(P-1475890; A-1916)
			500.810	r	(P-5179)	1075.690	r	(P-1475890; A-1916)	1075.1200	n	(P-1475890; A-1916)
			500.820	r	(P-5179)	1075.700	r	(P-1475890; A-1916)	1075.1205	n	(P-1475890; A-1916)
			500.830	r	(P-5179)	1075.710	r	(P-1475890; A-1916)	1075.1210	n	(P-1475890; A-1916)
			500.840	r	(P-5179)	1075.715	r	(P-1475890; A-1916)			



TITLE 38 (CONT'D)

1075.1215	n	(P-1475890; A-1916)	170.850	n	(P-10875)
1075.1220	n	(P-1475890; A-1916)	170.860	n	(P-10875)
1075.1225	n	(P-1475890; A-1916)	170.870	n	(P-10875)
1075.1230	n	(P-1475890; A-1916)	170.880	n	(P-10875)
1075.1235	n	(P-1475890; A-1916)	250.10	n	(P-5322/90; A-5656)
1075.1240	n	(P-1475890; A-1916)	250.20	n	(P-5322/90; A-5656)
1075.1245	n	(P-1475890; A-1916)	250.25	n	(P-5322/90; A-5656)
1075.1250	n	(P-1475890; A-1916)	250.30	n	(P-5322/90; A-5656)
1075.1255	n	(P-1475890; A-1916)	250.40	n	(P-5322/90; A-5656)
1075.1260	n	(P-1475890; A-1916)	250.50	n	(P-5322/90; A-5656)
1075.1265	n	(P-1475890; A-1916)	250.60	n	(P-5322/90; A-5656)
1075.1270	n	(P-1475890; A-1916)	250.80	n	(P-5322/90; A-5656)
1075.1275	n	(P-1475890; A-1916)	250.82	n	(P-5322/90; A-5656)
1075.1280	n	(P-1475890; A-1916)	250.83	n	(P-5322/90; A-5656)
1075.1285	n	(P-1475890; A-1916)	250.85	n	(P-5322/90; A-5656)
1075.1290	n	(P-1475890; A-1916)	250.93	n	(P-5322/90; A-5656)
1075.1295	n	(P-1475890; A-1916)	250.97	n	(P-5322/90; A-5656)
1075.1300	n	(P-1475890; A-1916)	250.201	n	(P-5322/90; A-5656)
1075.1305	n	(P-1475890; A-1916)	250.210	n	(P-5322/90; A-5656)
1075.1310	n	(P-1475890; A-1916)	250.213	n	(P-5322/90; A-5656)
1075.1315	n	(P-1475890; A-1916)	250.215	n	(P-5322/90; A-5656)
1075.1320	n	(P-1475890; A-1916)	250.220	n	(P-5322/90; A-5656)
1075.1325	n	(P-1475890; A-1916)	250.230	n	(P-5322/90; A-5656)
1075.1330	n	(P-1475890; A-1916)	250.232	n	(P-5322/90; A-5656)
1075.1335	n	(P-1475890; A-1916)	250.233	n	(P-5322/90; A-5656)
1075.1340	n	(P-1475890; A-1916)	250.250	n	(P-5322/90; A-5656)
1075.1345	n	(P-1475890; A-1916)	250.250	n	(P-5322/90; A-5656)
1075.1350	n	(P-1475890; A-1916)	250.260	n	(P-5322/90; A-5656)
1075.1355	n	(P-1475890; A-1916)	250.270	n	(P-5322/90; A-5656)
1075.1360	n	(P-1475890; A-1916)	250.301	n	(P-5322/90; A-5656)
1075.1365	n	(P-1475890; A-1916)	250.310	n	(P-5322/90; A-5656)
1075.1370	n	(P-1475890; A-1916)	250.315	n	(P-5322/90; A-5656)
1075.1375	n	(P-1475890; A-1916)	250.320	n	(P-5322/90; A-5656)
1075.1380	n	(P-1475890; A-1916)	250.330	n	(P-5322/90; A-5656)
1075.1385	n	(P-1475890; A-1916)	250.341	n	(P-5322/90; A-5656)
1075.1390	n	(P-1475890; A-1916)	250.343	n	(P-5322/90; A-5656)
1075.1395	n	(P-1475890; A-1916)	250.358	n	(P-5322/90; A-5656)
1075.1400	n	(P-1475890; A-1916)	250.360	n	(P-5322/90; A-5656)
1075.1405	n	(P-1475890; A-1916)	250.370	n	(P-5322/90; A-5656)
1075.1410	n	(P-1475890; A-1916)	260.10	n	(P-7872)
1075.1415	n	(P-1475890; A-1916)	260.15	n	(P-7872)
1075.1420	n	(P-1475890; A-1916)	260.20	n	(P-7872)
1075.1425	n	(P-1475890; A-1916)	260.25	n	(P-7872)
1075.1430	n	(P-1475890; A-1916)	260.30	n	(P-7872)
1075.1435	n	(P-1475890; A-1916)	260.35	n	(P-7872)
1075.1440	n	(P-1475890; A-1916)	260.40	n	(P-7872)
1075.1445	n	(P-1475890; A-1916)	260.45	n	(P-7872)
1075.1450	n	(P-1475890; A-1916)	260.50	n	(P-7872)
1075.1455	n	(P-1475890; A-1916)	260.55	n	(P-7872)
1075.1460	n	(P-1475890; A-1916)	260.60	n	(P-7872)
1075.1465	n	(P-1475890; A-1916)	260.65	n	(P-7872)
1075.1470	n	(P-1475890; A-1916)	260.70	n	(P-7872)
1075.1475	n	(P-1475890; A-1916)	260.75	n	(P-7872)
1075.1480	n	(P-1475890; A-1916)	260.80	n	(P-7872)
1075.1485	n	(P-1475890; A-1916)	260.85	n	(P-7872)

TITLE 44

4000.30	am	(P-15823)
4000.60	am	(P-15823)
5030.130	am	(P-12373/90; A-7042)
5040.110	am	(P-10875)
5040.350	am	(P-10875)

TITLE 47

100.10	am	(P-10875)
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TITLE 47 (CONT'D)

100.20	am	(P-14337; E-14604)	120.55	am	(P-13993)
100.30	am	(P-15189/90; O-1575; A-3437)	120.80	am	(P-13993)
100.40	am	(P-14337; E-14604)	120.90	am	(P-13993)
100.50	am	(P-14337; E-14604)	120.110	am	(P-8617; P-13993)
100.85	am	(P-14337; E-14604)	140.10	r	(PR-13241)
100.103	am	(P-14337; E-14604)	140.20	r	(PR-13241)
100.105	am	(P-14337; E-14604)	140.30	r	(PR-13241)
100.106	am	(P-14337; E-14604)	140.40	r	(PR-13241)
100.106	am	(P-14337; E-14604)	140.50	r	(PR-13241)
100.110	am	(P-14337; E-14604)	140.60	r	(PR-13241)
100.111	am	(P-15189/90; O-1575; R-3603; A-3437)	350.205	am	(P-9282)
100.113	am	(P-15189/90; O-1575; R-3603; A-3437)	350.206	am	(P-9282)
100.115	am	(P-14337; E-14604)	360.102	am	(P-9260)
100.117	r	(P-15189/90; O-1575; A-3437)	360.103	am	(P-9260)
100.120	am	(P-15189/90; O-1575; A-3437)	360.306	r	(P-9260)
100.Ap. A	am	(P-14337; E-14604)	360.307	#	(P-9260)
II. A	n	(P-14337; E-14604)	360.308	#	(P-9260)
II. B	n	(P-14337; E-14604)	360.309	#	(P-9260)
II. C	n	(P-14337; E-14604)	360.310	#	(P-9260)
II. D	n	(P-14337; E-14604)	360.310	am	(P-9260)
II. E	n	(P-14337; E-14604)	360.310	am	(P-9260)
II. F	n	(P-14337; E-14604)	360.401	am	(P-9260)
100.Ap. D	am	(P-14337; E-14604)	360.501	am	(P-9260)
100.Ap. E	r	(P-14337; E-14604)	360.502	am	(P-9260)
100.Ap. F	am	(P-15189/90; O-1575; A-3437)	360.503	am	(P-9260)
100.Ap. F	am	(P-14337; E-14604)	360.504	am	(P-9260)
110.10	am	(P-15189/90; O-1575; A-3437)	360.505	am	(P-9260)
110.30	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.506	am	(P-9260)
110.40	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.507	am	(P-9260)
110.50	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.601	am	(P-9260)
110.60	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.602	am	(P-9260)
110.70	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.603	am	(P-9260)
110.80	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.604	am	(P-9260)
110.90	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.605	am	(P-9260)
110.91	n	(P-10985/90; O-19076/90; R-3127; A-4410)	360.606	am	(P-9260)
110.92	n	(P-10985/90; O-19076/90; R-3127; A-4410)	360.701	am	(P-9260)
110.93	n	(P-10985/90; O-19076/90; R-3127; A-4410)	360.801	am	(P-9260)
110.100	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.802	am	(P-9260)
110.105	n	(P-10985/90; O-19076/90; R-3127; A-4410)	360.803	am	(P-9260)
110.130	am	(P-10985/90; O-19076/90; R-3127; A-4410)	360.901	am	(P-9260)
120.30	am	(P-13993)	360.902	am	(P-9260)

TITLE 50

754.Ex. C	am	(P-15238/90; A-4458)
909.50	am	(P-8766; A-15665)
918.10	r	(P-2899; A-11639)
918.20	r	(P-2899; A-11639)



[illegible]



TITLE 56 (CONT'D)		TITLE 59 (CONT'D)		TITLE 59 (CONT'D)		TITLE 62	
2765.325	(P-11034) (P-P-13910/90; A-185)	am	(P-10521)	am	117.315	n	(P-14671/90; A-1511)
2765.328	(P-11034)	n	(P-10521)	am	117.320	n	(P-14671/90; A-1511)
2765.325	(P-11034) (P-P-13910/90; A-185)	am	(P-10521)	am	117.325	n	(P-14671/90; A-1511)
2765.328	(P-11034)	n	(P-10521)	am	117.330	n	(P-14671/90; A-1511)
2770.400	(P-3368; A-8553)	r	(P-10521)	am	117.335	n	(P-14671/90; A-1511)
2770.405	(P-3368; A-8553)	r	(P-10521)	am	117.340	n	(P-14671/90; A-1511)
2770.410	(P-3368; A-8553)	r	(P-10521)	am	117.345	n	(P-14671/90; A-1511)
2770.415	(P-3368; A-8553)	r	(P-10521)	am	117.350	n	(P-14671/90; A-1511)
2770.420	(P-3368; A-8553)	r	(P-10521)	am	117.355	n	(P-14671/90; A-1511)
2815.105	(P-17152/90; A-1817)	am	(P-10521)	n	117.360	n	(P-14671/90; A-1511)
2830.50	(P-10871)	n	(P-10521)	am	117.365	n	(P-14671/90; A-1511)
2875.1	(P-4555; A-10414)	r	(P-10521)	am	117.370	n	(P-14671/90; A-1511)
2875.5	(P-4555; A-10414)	r	(P-10521)	am	117.375	n	(P-14671/90; A-1511)
2875.10	(P-4555; A-10414)	r	(P-10521)	n	117.380	n	(P-14671/90; A-1511)
2875.15	(P-4555; A-10414)	r	(P-10521)	am	130.10	am	(P-14671/90; A-8882)
2875.20	(P-4555; A-10414)	r	(P-10521)	am	130.11	n	(P-17744/90; A-8882)
2875.25	(P-4555; A-10414)	r	(P-10521)	am	130.15	am	R-1171)
2875.30	(P-4555; A-10414)	r	(P-10521)	am	130.15	am	(P-17744/90; A-8882)
2875.35	(P-4555; A-10414)	r	(P-10521)	am	130.20	am	(P-18100/90; O-21140/90;
2875.40	(P-4555; A-10414)	r	(P-10521)	am	130.20	am	R-1171) (P-17744/90; A-8882)
2875.45	(P-4555; A-10414)	r	(P-10521)	am	130.30	am	(P-18100/90; O-21140/90;
2875.50	(P-4555; A-10414)	r	(P-10521)	am	130.30	am	R-1171) (P-17744/90; A-8882)
2875.55	(P-4555; A-10414)	r	(P-10521)	am	130.40	am	(P-18100/90; O-21140/90;
2875.60	(P-4555; A-10414)	r	(P-10521)	am	130.40	am	R-1171) (P-17744/90; A-8882)
2875.65	(P-4555; A-10414)	r	(P-10521)	am	130.51	am	(P-17744/90; A-8882)
2920.1	(P-5495; A-11416)	am	(P-16718/90; A-6122)	am	130.51	am	(P-17744/90; A-8882)
2920.40	(P-5495; A-11416)	n	(P-16718/90; A-6122)	am	130.60	am	(P-18100/90; O-21140/90;
2920.48	(P-5495; A-11416)	n	(P-16718/90; A-6122)	am	130.60	am	R-1171) (P-17744/90; A-8882)
2920.66	(P-5495; A-11416)	n	(P-16718/90; A-6122)	am	130.70	am	(P-18100/90; O-21140/90;
2920.69	(P-5495; A-11416)	n	(P-16718/90; A-6122)	am	130.70	am	R-1171) (P-17744/90; A-8882)
2920.10	(P-10521)	am	(P-16718/90; A-6122)	am	130.80	am	(P-17744/90; A-8882)
5300.20	(P-10521)	am	(P-16718/90; A-6122)	am	130.80	r	(P-17744/90; A-8882)
5300.30	(P-10521)	am	(P-16718/90; A-6122)	am	130.80	n	(P-17744/90; A-8882)
5300.40	(P-10521)	am	(P-16718/90; A-6122)	n	130.80	am	(P-18100/90; O-21140/90;
5300.210	(P-10521)	am	(P-16718/90; A-6122)	n	130.90	r	R-1171)
5300.310	(P-10521)	am	(P-16718/90; A-6122)	n	130.90	r	(P-18100/90; O-21140/90;
5300.340	(P-10521)	am	(P-16718/90; A-6122)	n	130.100	am	R-1171) (P-17744/90; A-8882)
5300.460	(P-10521)	am	(P-8774; A-14455)	n	130.100	am	(P-18100/90; O-21140/90;
5300.550	(P-10521)	r	(P-20138/90; A-8560)	am	130.105	n	R-1171) (P-17744/90; A-8882)
5300.560	(P-10521)	am	(P-14671/90; A-1511)	am	130.110	am	(P-17744/90; A-8882)
5300.570	(P-10521)	r	(P-14671/90; A-1511)	n	130.110	am	(P-18100/90; O-21140/90;
5300.610	(P-10521)	am	(P-14671/90; A-1511)	n	130.120	am	R-1171) (P-17744/90; A-8882)
5300.620	(P-10521)	am	(P-14671/90; A-1511)	n	130.120	am	(P-18100/90; O-21140/90;
5300.630	(P-10521)	am	(P-14671/90; A-1511)	n	130.130	am	R-1171) (P-17744/90; A-8882)
5300.640	(P-10521)	am	(P-14671/90; A-1511)	n	130.130	am	(P-18100/90; O-21140/90;
5300.650	(P-10521)	am	(P-14671/90; A-1511)	n	130.140	r	R-1171) (P-17744/90; A-8882)
5300.660	(P-10521)	am	(P-14671/90; A-1511)	n	130.140	n	(P-17744/90; A-8882)
5300.720	(P-10521)	am	(P-14671/90; A-1511)	n	130.140	am	(P-18100/90; O-21140/90;
5300.730	(P-10521)	am	(P-14671/90; A-1511)	n	130.140	am	R-1171)
5300.735	(P-10521)	n	(P-14671/90; A-1511)	n	130.150	am	(P-18100/90; O-21140/90;
5300.745	(P-10521)	n	(P-14671/90; A-1511)	n	130.150	am	R-1171) (P-17744/90; A-8882)
5300.750	(P-10521)	am	(P-14671/90; A-1511)	n	130.160	am	(P-18100/90; O-21140/90;
5300.760	(P-10521)	am	(P-14671/90; A-1511)	n	130.160	am	R-1171) (P-17744/90; A-8882)
5300.765	(P-10521)	n	(P-14671/90; A-1511)	n	130.170	am	(P-18100/90; O-21140/90;
5300.770	(P-10521)	r	(P-14671/90; A-1511)	n	130.170	am	R-1171) (P-17744/90; A-8882)
5300.782	(P-10521)	r	(P-14671/90; A-1511)	n	130.180	am	R-1171) (P-17744/90; A-8882)
5300.783	(P-10521)	r	(P-14671/90; A-1511)	n	130.180	am	(P-18100/90; O-21140/90;
5300.784	(P-10521)	r	(P-14671/90; A-1511)	n	130.190	am	R-1171) (P-17744/90; A-8882)
5300.785	(P-10521)	r	(P-14671/90; A-1511)	n	130.190	am	(P-18100/90; O-21140/90;
5300.786	(P-10521)	r	(P-14671/90; A-1511)	n	130.200	am	R-1171) (P-17744/90; A-8882)
5300.787	(P-10521)	r	(P-14671/90; A-1511)	n	130.200	am	(P-18100/90; O-21140/90;



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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.6020	(P-11070; E-11194)	905.15	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6030	(P-11070; E-11194)	905.20	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6180	(P-11070; E-11194)	905.30	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6300	(P-3417; A-11791) (E-3537)	905.40	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6370	(P-15943) (E-16484)	905.50	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6430	(P-1845790; A-6566)	905.55	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6435	(P-11070; E-11194)	905.60	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6500	(P-11070; E-11194)	905.70	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6505	(P-11070; E-11194)	905.80	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6505	(P-3417; A-11791) (E-3537)	905.90	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6610	(P-3417; A-11791) (E-3537)	905.100	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6875	(P-3417; A-11791) (E-3537)	905.110	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.6960	(P-11070; E-11194)	905.120	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7120	(P-3417; A-11791) (E-3537)	905.125	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7160	(P-3417; A-11791) (E-3537)	905.130	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7160	(P-1845790; A-6566)	905.140	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7221	(P-3417; A-11791) (E-3537)	905.150	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7221	(P-3417; A-11791) (E-3537)	905.160	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7245	(P-11070; E-11194)	905.170	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7280	(P-1845790; A-6566)	905.180	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7278	(P-3417; A-11791) (E-3537)	905.190	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7280	(P-11070; E-11194)	905.200	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7294	(P-3417; A-11791) (E-3537)	905.210	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7340	(P-11070; E-11194)	905.215	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7380	(P-11070; E-11194)	905.220	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7740	(P-3417; A-11791) (E-3537)	905.230	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7820	(P-3417; A-11791) (E-3537)	905.240	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7828	(P-11070; E-11194)	905.250	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.7828	(P-15943) (E-16484)	905.260	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8015	(P-3417; A-11791) (E-3537)	905.270	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8020	(P-1845790; A-6566)	905.280	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8106	(P-3417; A-11791) (E-3537)	905.290	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8140	(P-11070; E-11194)	905.300	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8290	(P-3417; A-11791) (E-3537)	905.310	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8420	(P-11070; E-11194)	905.320	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8500	(P-3417; A-11791) (E-3537)	905.330	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8580	(P-15943) (E-16484)	905.340	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8620	(P-3417; A-11791) (E-3537)	905.350	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.8710	(P-11070; E-11194)	905.360	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.9048	(P-1845790; A-6566)	905.370	(P-1630590; W-13202)	am	(P-1630590; W-13202)
790.9050	(P-11070; E-11194)	925.10	(P-6498)	am	(P-6498)
790.9050	(P-15943) (E-16484)	925.15	(P-6498)	am	(P-6498)
790.9056	(P-15943) (E-16484)	925.20	(P-6498)	am	(P-6498)
790.9056	(P-3417; A-11791) (E-3537)	925.30	(P-6498)	am	(P-6498)
790.9084	(P-11070; E-11194)	925.40	(P-6498)	am	(P-6498)
790.9100	(P-15943) (E-16484)	925.50	(P-6498)	am	(P-6498)
790.9220	(P-3417; A-11791) (E-3537)	925.11	(P-6498)	am	(P-6498)
790.9320	(P-11070; E-11194)	1100.70	(P-15255)	am	(P-15255)
790.9420	(P-3417; A-11791) (E-3537)	1100.220	(P-15255)	am	(P-15255)
790.9460	(P-3417; A-11791) (E-3537)	1100.330	(P-15255)	am	(P-15255)
790.9460	(P-3417; A-11791) (E-3537)	1100.340	(P-15255)	am	(P-15255)
790.9500	(P-11070; E-11194)	1100.350	(P-15255)	am	(P-15255)
790.9580	(P-3417; A-11791) (E-3537)	1100.410	(P-15255)	am	(P-15255)
895.10	(P-3417; A-11791) (E-3537)	1100.420	(P-15255)	am	(P-15255)
895.20	(P-5005)	1100.430	(P-15255)	am	(P-15255)
895.30	(P-5005)	1100.510	(P-15255)	am	(P-15255)
895.40	(P-5005)	1100.520	(P-15255)	am	(P-15255)
895.50	(P-5005)	1100.530	(P-15255)	am	(P-15255)
905.10	(P-1630590; W-13202)	1100.540	(P-15255)	am	(P-15255)
905.10	(P-1630590; W-13202)	1100.550	(P-15255)	am	(P-15255)



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TITLE 77 (CONT'D)	
2030.940	r (P-9153)
2030.945	r (P-9153)
2030.950	r (P-9153)
2030.960	r (P-9153)
2030.970	r (P-9153)
2030.980	r (P-9153)
2030.1010	r (P-9153)
2030.1010	n (P-9083)
2030.1020	n (P-9153)
2030.1030	n (P-9083)
2030.1030	n (P-9153)
2030.1030	n (P-9083)
2030.1040	n (P-9153)
2030.1040	n (P-9083)
2030.1010	n (P-9153)
2030.1050	n (P-9083)
2030.1060	n (P-9083)
2030.1070	n (P-9083)
2030.1080	n (P-9083)
2030.1090	n (P-9083)
2030.1110	n (P-9153)
2030.1110	n (P-9083)
2030.1120	n (P-9153)
2030.1120	n (P-9083)
2030.1120	n (P-9153)
2030.1130	n (P-9083)
2030.1130	n (P-9153)
2030.1140	n (P-9153)
2030.1140	n (P-9083)
2030.1150	n (P-9083)
2030.1160	n (P-9153)
2030.1205	n (P-9083)
2030.1205	n (P-9153)
2030.1210	n (P-9153)
2030.1210	n (P-9083)
2030.1215	n (P-9153)
2030.1215	n (P-9083)
2030.1220	n (P-9153)
2030.1220	n (P-9083)
2030.1225	n (P-9153)
2030.1225	n (P-9083)
2030.1230	r (P-9153)
2030.1230	n (P-9083)
2030.1235	r (P-9153)
2030.1240	r (P-9153)
2030.1245	r (P-9153)
2030.1245	n (P-9083)
2030.1250	n (P-9153)
2030.1250	n (P-9083)
2030.1255	r (P-9153)
2030.1255	n (P-9083)
2030.1260	r (P-9153)
2030.1265	r (P-9153)
2030.1265	n (P-9083)
2030.1270	r (P-9153)
2030.1310	r (P-9153)
2030.1310	r (P-9153)
2030.1320	r (P-9153)
2030.1320	r (P-9083)
2030.1330	r (P-9153)
2030.1340	r (P-9153)
2030.1350	r (P-9153)
2031.10	r (P-9149)
2031.10	r (P-9218)
2032.15	r (P-9218)
2032.20	r (P-9218)
2032.25	r (P-9218)
2032.30	r (P-9218)
2032.35	r (P-9218)
2032.40	r (P-9218)
2032.45	r (P-9218)
2032.50	r (P-9218)
2032.55	r (P-9218)
2032.60	r (P-9218)
2038.105	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.110	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.115	am (P-8337; A-13708)
2038.120	am (P-6457/90; A-2597)
2038.125	am (P-6457/90; A-2597)
2038.130	am (P-8337)
2038.135	r (P-8337; A-13708)
2038.200	am (P-8337; A-13708)
2038.205	am (P-8337; A-13708)
2038.220	am (P-8337; A-13708)
2038.230	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.235	am (P-6457/90; A-2597)
2038.303	am (P-6457/90; A-2597)
2038.303	r (P-8337; A-13708)
2038.306	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.309	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.312	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.315	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.318	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.319	n (P-6457/90; A-2597)
2038.321	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.324	am (P-8337; A-13708)
2038.327	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.330	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.333	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.336	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.342	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.343	n (P-6457/90; A-2597)
2038.343	am (P-8337; A-13708)
2038.348	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.351	am (P-8337; A-13708)
2038.354	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.357	am (P-8337; A-13708)
2038.360	am (P-8337; A-13708)
2038.363	am (P-8337; A-13708)
2038.366	am (P-6457/90; A-2597) (P-8337; A-13708)
2038.369	am (P-8337; A-13708)
2038.372	am (P-8337; A-13708)
2038.374	am (P-8337; A-13708)



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730.1000	am	(P-20565/90; A-8205)	730.604	r	(P-1650; A-16082)
730.1001	n	(P-1627; A-16060)	730.605	n	(P-1627; A-16060)
730.101	r	(P-1650; A-16082)	730.605	r	(P-1650; A-16082)
730.102	r	(P-1650; A-16082)	730.606	r	(P-1650; A-16082)
730.103	r	(P-1650; A-16082)	730.607	r	(P-1650; A-16082)
730.105	n	(P-1627; A-16060)	730.608	r	(P-1650; A-16082)
730.200	n	(P-1627; A-16060)	730.609	r	(P-1650; A-16082)
730.201	r	(P-1650; A-16082)	730.610	r	(P-1650; A-16082)
730.202	r	(P-1650; A-16082)	730.611	n	(P-1627; A-16060)
730.203	r	(P-1650; A-16082)	730.701	r	(P-1650; A-16082)
730.300	n	(P-1627; A-16060)	730.702	r	(P-1650; A-16082)
730.300	n	(P-1627; A-16060)	730.703	r	(P-1650; A-16082)
730.305	n	(P-1627; A-16060)	730.704	n	(P-1627; A-16060)
730.310	n	(P-1627; A-16060)	730.710	n	(P-1627; A-16060)
730.315	n	(P-1627; A-16060)	730.715	n	(P-1627; A-16060)
730.320	n	(P-1627; A-16060)	730.720	n	(P-1627; A-16060)
730.325	n	(P-1627; A-16060)	730.725	n	(P-1627; A-16060)
730.330	n	(P-1627; A-16060)	730.801	r	(P-1650; A-16082)
730.335	n	(P-1627; A-16060)	730.802	r	(P-1650; A-16082)
730.400	n	(P-1627; A-16060)	730.803	r	(P-1650; A-16082)
730.401	r	(P-1650; A-16082)	730.804	r	(P-1650; A-16082)
730.402	r	(P-1650; A-16082)	730.805	r	(P-1650; A-16082)
730.403	r	(P-1650; A-16082)	735.10	am	(P-19109/90; A-5624)
730.404	r	(P-1650; A-16082)	735.10	am	(P-19109/90; A-5624)
730.405	n	(P-1627; A-16060)	735.105	am	(P-19109/90; A-5624)
730.405	n	(P-1627; A-16060)	735.110	am	(P-19109/90; A-5624)
730.406	r	(P-1650; A-16082)	735.115	am	(P-19109/90; A-5624)
730.407	r	(P-1650; A-16082)	735.200	am	(P-19109/90; A-5624)
730.408	r	(P-1650; A-16082)	735.205	am	(P-19109/90; A-5624)
730.409	r	(P-1650; A-16082)	735.210	am	(P-19109/90; A-5624)
730.410	n	(P-1627; A-16060)	735.405	am	(P-18675/90; A-5618)
730.415	n	(P-1627; A-16060)	736.125	am	(P-18675/90; A-5618)
730.420	n	(P-1627; A-16060)	736.220	am	(RC-3111)
730.425	n	(P-1627; A-16060)	737.	r	(P-4803; A-11926) (E-5082)
730.430	n	(P-1627; A-16060)	737.10	r	(P-4803; A-11926) (E-5082)
730.435	n	(P-1627; A-16060)	737.15	r	(P-4803; A-11926) (E-5082)
730.440	n	(P-1627; A-16060)	737.100	r	(P-4803; A-11926) (E-5082)
730.445	n	(P-1627; A-16060)	737.105	r	(P-4803; A-11926) (E-5082)
730.450	n	(P-1627; A-16060)	737.110	r	(P-4803; A-11926) (E-5082)
730.500	n	(P-1627; A-16060)	737.115	r	(P-4803; A-11926) (E-5082)
730.501	r	(P-1650; A-16082)	737.120	r	(P-4803; A-11926) (E-5082)
730.502	r	(P-1650; A-16082)	737.200	r	(P-4803; A-11926) (E-5082)
730.503	r	(P-1650; A-16082)	737.205	r	(P-4803; A-11926) (E-5082)
730.504	r	(P-1650; A-16082)	737.300	r	(P-4803; A-11926) (E-5082)
730.505	n	(P-1627; A-16060)	737.310	r	(P-4803; A-11926) (E-5082)
730.505	n	(P-1650; A-16082)	737.320	r	(P-4803; A-11926) (E-5082)
730.506	r	(P-1650; A-16082)	737.330	r	(P-4803; A-11926) (E-5082)
730.507	r	(P-1650; A-16082)	737.340	r	(P-4803; A-11926) (E-5082)
730.508	r	(P-1650; A-16082)	737.350	r	(P-4803; A-11926) (E-5082)
730.509	r	(P-1650; A-16082)	737.400	r	(P-4803; A-11926) (E-5082)
730.510	n	(P-1627; A-16060)	737.410	r	(P-4803; A-11926) (E-5082)
730.510	n	(P-1650; A-16082)	737 Ex.A	r	(P-4803; A-11926) (E-5082)
730.511	r	(P-1650; A-16082)	737 Ex.B	r	(P-4803; A-11926) (E-5082)
730.515	n	(P-1627; A-16060)	737 Ex.C	r	(P-4803; A-11926) (E-5082)
730.520	n	(P-1627; A-16060)	737 Ex.D	r	(P-4803; A-11926) (E-5082)
730.525	n	(P-1627; A-16060)	760.20	am	(P-14340) (P-760)
730.530	n	(P-1627; A-16060)	780.5	n	(P-13100/90; A-5062)
730.535	n	(P-1627; A-16060)	780.10	n	(P-13100/90; A-5062)
730.540	n	(P-1627; A-16060)	780.20	n	(P-13100/90; A-5062)
730.600	n	(P-1627; A-16060)	780.30	n	(P-13100/90; A-5062)
730.601	r	(P-1650; A-16082)			
730.602	r	(P-1650; A-16082)			
730.603	r	(P-1650; A-16082)			

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110.160	am	(P-14321/90; A-3522)
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110.190	n	(P-14196) (E-14297)	130.2145	am	(P-20194/90; A-6621; O-6792)
130.101	am	(P-20194/90; A-6621)	130.2150	am	(P-20194/90; A-6621)
130.120	am	(P-20194/90; A-6621)	130.2165	am	(P-20194/90; A-6621)
130.210	am	(P-20194/90; A-6621)	130.II. A	n	(P-20194/90; A-6621)
130.305	am	(P-20194/90; A-6621)	140.101	am	(P-19779/90; A-5834)
130.320	am	(P-20194/90; A-6621)	140.301	am	(P-17916/90; A-5834)
130.321	n	(P-20194/90; A-6621)	150.101	am	(P-19804/90; A-5861)
130.325	am	(P-20194/90; A-6621)	150.105	am	(P-19804/90; A-5861)
130.330	am	(P-20194/90; A-6621)	150.135	am	(P-19804/90; A-5861)
130.335	am	(P-20194/90; A-6621)	150.201	am	(P-19804/90; A-5861)
130.345	am	(P-20194/90; A-6621)	150.405	am	(P-19804/90; A-5861)
130.350	am	(P-20194/90; A-6621)	150.710	am	(P-19804/90; A-5861)
130.350	am	(P-20194/90; A-6621)	150.725	am	(P-19804/90; A-5861)
130.405	am	(P-20194/90; A-6621)	150.905	am	(P-19804/90; A-5861)
130.415	am	(P-20194/90; A-6621)	150.1101	am	(P-19804/90; A-5861)
130.425	am	(P-20194/90; A-6621)	150.1310	am	(P-19804/90; A-5861)
130.430	am	(P-20194/90; A-6621)	150.1401	am	(P-19804/90; A-5861)
130.435	am	(P-20194/90; A-6621)	150.1405	am	(P-19804/90; A-5861)
130.440	am	(P-20194/90; A-6621)	160.101	am	(P-19788/90; A-5845)
130.501	am	(P-20194/90; A-6621)	160.105	am	(P-19788/90; A-5845)
130.502	n	(P-20194/90; A-6621)	160.115	am	(P-19788/90; A-5845)
130.510	am	(P-20194/90; A-6621)	160.135	am	(P-19788/90; A-5845)
130.530	am	(P-20194/90; A-6621)	160.150	am	(P-19788/90; A-5845)
130.535	am	(P-20194/90; A-6621)	160.155	am	(P-19788/90; A-5845)
130.540	am	(P-20194/90; A-6621)	180.101	am	(P-15948)
130.605	am	(P-20194/90; A-6621)	180.130	am	(P-15948)
130.701	am	(P-20194/90; A-6621)	180.145	am	(P-15948)
130.901	am	(P-5021; A-13542) (P-20194/90; A-6621)	190.101	am	(P-15958)
130.905	am	(P-20194/90; A-6621)	190.110	am	(P-15958)
130.910	am	(P-20194/90; A-6621)	190.120	am	(P-15958)
130.1401	am	(P-20194/90; A-6621)	190.170	am	(P-15958)
130.1405	am	(P-20194/90; A-6621)	190.175	am	(P-15958)
130.1410	r	(P-20194/90; A-6621)	200.115	am	(P-14754/90; A-3518)
130.1415	am	(P-20194/90; A-6621)	220.101	am	(P-19706/90; A-5783)
130.1420	r	(P-20194/90; A-6621)	220.105	am	(P-19706/90; A-5783)
130.1501	am	(P-20194/90; A-6621)	220.110	am	(P-19706/90; A-5783)
130.1505	am	(P-20194/90; A-6621)	220.115	am	(P-19706/90; A-5783)
130.1701	am	(P-20194/90; A-6621)	220.120	am	(P-19706/90; A-5783)
130.1701	am	(P-20194/90; A-6621)	220.125	am	(P-19706/90; A-5783)
130.1920	am	(P-20194/90; A-6621)	220.130	am	(P-19717/90; A-5796)
130.1930	am	(P-20194/90; A-6621)	230.101	am	(P-19717/90; A-5796)
130.1950	am	(P-20194/90; A-6621)	230.105	am	(P-19717/90; A-5796)
130.1951	am	(P-20194/90; A-6621) (P-8167; A-15757)	230.110	am	(P-19717/90; A-5796)
130.1955	am	(P-20194/90; A-6621)	230.115	am	(P-19717/90; A-5796)
130.1970	am	(P-20194/90; A-6621)	230.120	am	(P-19717/90; A-5796)
130.1980	am	(P-20194/90; A-6621)	230.125	am	(P-19717/90; A-5796)
130.1990	am	(P-20194/90; A-6621)	230.130	am	(P-19717/90; A-5796)
130.2000	am	(P-20194/90; A-6621)	240.101	r	(P-19725/90; A-5781)
130.2005	am	(P-20194/90; A-6621)	240.105	r	(P-19725/90; A-5781)
130.2007	am	(P-20194/90; A-6621)	240.110	r	(P-19725/90; A-5781)
130.2008	n	(P-20194/90; A-6621)	240.115	r	(P-19725/90; A-5781)
130.2010	am	(P-20194/90; A-6621)	240.120	am	(P-19725/90; A-5781)
130.2035	am	(P-20194/90; A-6621)	270.101	am	(P-15251/90; A-3507)
130.2040	am	(P-20194/90; A-6621)	270.105	am	(P-15251/90; A-3507)
130.2055	am	(P-20194/90; A-6621)	270.110	am	(P-15251/90; A-3507)
130.2055	am	(P-20194/90; A-6621)	270.115	am	(P-15251/90; A-3507)
130.2060	am	(P-20194/90; A-6621)	270.120	am	(P-15251/90; A-3507)
130.2075	am	(P-20194/90; A-6621)	270.125	am	(P-15251/90; A-3507)
130.2080	am	(P-20194/90; A-6621)	270.130	am	(P-15251/90; A-3507)
130.2085	am	(P-20194/90; A-6621)	280.101	am	(P-17908/90; A-6290)
130.2090	am	(P-20194/90; A-6621)	280.105	am	(P-17908/90; A-6290)
130.2105	am	(P-20194/90; A-6621)	280.110	am	(P-17908/90; A-6290)
130.2115	am	(P-20194/90; A-6621)	280.115	am	(P-17908/90; A-6290)
130.2140	am	(P-20194/90; A-6621)	280.115	am	(P-17908/90; A-6290)







120.235	(P-12137)	r	140.442	(P-12171) (E-12919)	r	141.360	(P-12132) (E-12795)
120.236	(P-12137)	r	140.449	(P-12171) (E-12919)	r	141.400	(P-12132) (E-12795)
120.240	(P-12137)	r	140.457	(P-2017090; A-6220)	r	141.440	(P-12132) (E-12795)
120.245	(P-12137)	r	140.458	(P-2017090; A-6220)	r	141.480	(P-12132) (E-12795)
120.250	(P-12137)	r	140.459	(P-2017090; A-6220)	r	141.520	(P-12132) (E-12795)
120.255	(P-12137)	r	140.460	(P-4903)	r	141.560	(P-831; A-7117) (E-1121)
120.260	(P-12137)	r	140.461	(P-4903)	r	141.600	(P-12132) (E-12795)
120.261	(P-12137)	r	140.462	(P-4903)	r	141.640	(P-12132) (E-12795)
120.262	(P-12137)	r	140.463	(P-4903)	r	141.680	(P-831; A-7117) (E-1121)
120.270	(P-12137)	r	140.465	(P-4903)	r	141.720	(P-12132) (E-12795)
120.271	(P-12137)	r	140.469	(P-847; A-8264)	r	141.760	(P-12132) (E-12795)
120.272	(P-12137)	r	140.475	(P-1431790; O-212090;	r	141.800	(P-831; A-7117) (E-1121)
120.273	(P-12137)	r	140.485	RC-2112490; RC-2113590;	r	141.840	(P-12132) (E-12795)
120.275	(P-12137)	r		M-368; A-298)	r	141.880	(P-12132) (E-12795)
120.276	(P-12137)	r	140.486	(P-1431790; A-298)	r	141.920	(P-12132) (E-12795)
120.280	(P-12137)	r	140.487	(P-1431790; A-298)	r	141.960	(P-12132) (E-12795)
120.281	(P-12137)	r	140.488	(P-1913290; A-8264)	r	141.1000	(P-12132) (E-12795)
120.282	(P-12137)	r	140.490	(P-13274)	r	141.1040	(P-12132) (E-12795)
120.283	(P-12137)	r	140.512	(P-13274)	r	141.1080	(P-12132) (E-12795)
120.284	(P-12137)	r	140.513	(P-11555)	r	141.1120	(P-12132) (E-12795)
120.285	(P-12137)	r	140.514	(P-9885)	r	141.1125	(P-831; A-7117) (E-1121)
120.290	(P-12137)	r	140.518	(P-1468190; A-1051)	r	141.1125	(P-12132) (E-12795)
120.295	(P-833)	r	140.523	(P-15933) (E-16366)	r	141.1160	(P-831; A-7117) (E-1121)
120.319	(P-833)	r	140.530	(P-15933) (E-16366)	r	141.1200	(P-12132) (E-12795)
120.320	(P-833)	r	140.538	(P-15933) (E-16366)	r	141.1200	(P-12132) (E-12795)
120.321	(P-833)	r	140.552	(P-7482)	r	141.1240	(P-831; A-7117) (E-1121)
120.322	(P-833)	r	140.560	(P-1396390; O-1771890;	r	141.1280	(P-12132) (E-12795)
120.323	(P-6937; A-11973)	r	140.561	R-366) (P-15933) (E-16366)	r	141.1320	(P-12132) (E-12795)
120.335	(P-5551; A-12747)	r	140.562	C-1174) (P-783490; O-5115;	r	141.1360	(P-12132) (E-12795)
120.382	(P-16625)	r	140.569	R-6789; A-6534) (P-8656)	r	141.1400	(P-12132) (E-12795)
120.386	(P-10897; O-16522; R-16805;	r		(P-15933) (E-16366)	r	141.1480	(P-12132) (E-12795)
	A-16719)	r		(P-5933) (E-16366)	r	141.1500	(P-831; A-7117) (E-1121)
120.390	(P-10897; O-16522; R-16805;	r	140.583	(P-6949)	r	141.1520	(P-12132) (E-12795)
120.391	(P-16719)	r	140.646	(P-1431790; A-298)	r	141.1560	(P-12132) (E-12795)
121.31	(P-6435; A-13533)	r	140.662	(P-15933) (E-16366)	r	141.1600	(P-12132) (E-12795)
121.58	(P-8681) (E-8708) (O-11533)	r	140.835	(P-1959290; A-10114)	r	141.1640	(P-12132) (E-12795)
121.61	(P-5551; A-12747) (P-16625)	r	140.855	(P-1959290; A-10114)	r	141.1680	(P-12132) (E-12795)
121.63	(P-6089; A-14240)	r	140.865	(P-1959290; A-10114)	r	141.1720	(P-12132) (E-12795)
121.64	(P-5551; A-12747) (P-16625)	r	140.866	(P-1959290; A-10114)	r	141.1760	(P-12132) (E-12795)
121.91	(P-12137)	r	140.870	(P-1959290; A-10114)	r	141.1800	(P-12132) (E-12795)
121.94	(P-5551; A-12747) (P-16625)	r	140.875	(P-1959290; A-10114)	r	141.1840	(P-831; A-7117) (E-1121)
130.400	(P-159; A-5302) (E-348)	r	140.885	(P-1959290; A-10114)	r	141.1880	(P-831; A-7117) (E-1121)
130.500	(P-8642; A-14240)	r	140.890	(P-1959290; A-10114)	r	141.1920	(P-12132) (E-12795)
140.2	(P-5551; A-12747) (P-16625)	r	140.895	(P-1959290; A-10114)	r	141.1960	(P-12132) (E-12795)
140.3	(P-2908; A-10101)	r	140.895	(P-1431790; A-298)	r	141.2000	(P-831; A-7117) (E-1121)
140.5	(P-159; A-5302) (E-348)	r	140.895	(P-1414; A-8972)	r	141.2040	(P-12132) (E-12795)
140.7	(P-159; A-5302) (E-348)	r	140.895	(P-12171)	r	141.2240	(P-12132) (E-12795)
140.11	(P-12137)	r	140.895	(P-1959290; A-10114)	r	141.2280	(P-831; A-7117) (E-1121)
140.16	(P-5551; A-12747)	r	140.895	(P-1959290; A-10114)	r	141.2320	(P-831; A-7117) (E-1121)
140.17	(P-12137)	r	140.895	(P-1959290; A-10114)	r	141.2360	(P-12132) (E-12795)
140.94	(P-12137)	r	140.895	(P-1959290; A-10114)	r	141.2400	(P-831; A-7117) (E-1121)
140.95	(P-12137)	r	140.895	(P-1959290; A-10114)	r	141.2440	(P-12132) (E-12795)
140.95	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.400	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.413	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.420	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.421	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.425	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.426	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.428	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.440	(P-12137)	r	140.895	(P-1959290; A-10114)	r		
140.441	(P-5551; A-12747)	r	140.895	(P-1959290; A-10114)	r		







[illegible]



TITLE 92 (CONT'D)

530.700	n	(P-2940)
530.701	r	(P-3003)
530.702	r	(P-3003)
530.710	n	(P-2940)
530.800	n	(P-2940)
530.801	r	(P-3003)
530.802	r	(P-3003)
530.803	r	(P-3003)
530.804	r	(P-3003)
530.810	n	(P-2940)
530.820	n	(P-2940)
530.830	n	(P-2940)
530.840	n	(P-2940)
530.900	n	(P-2940)
530.901	r	(P-3003)
530.902	r	(P-3003)
530.903	r	(P-3003)
530.904	r	(P-3003)
530.905	r	(P-3003)
530.906	r	(P-3003)
530.907	r	(P-3003)
530.908	r	(P-3003)
530.909	r	(P-3003)
530.11. A	n	(P-2940)
708.70	am	(P-8193)
720.10	am	(P-3426; A-9068)
1010.425	n	(P-4686; A-12782)
1010.426	n	(P-4686; A-12782)
1010.740	am	(P-4686; A-12782)
1030.84	am	(P-14198)
1030.88	am	(P-10589; A-15783)
1040.42	am	(P-7891; A-14258)
1070.20	am	(P-15428)
1070.40	am	(P-15428)
1070.100	n	(P-8797; A-15083)
1270.200	n	(P-16170/90; A-10925)
1308.10	n	(P-8097; A-14414)
1308.20	n	(P-8097; A-14414)
1308.30	n	(P-8097; A-14414)
1311.10	n	(P-4195)
1535.510	r	(P-18177/90; A-10920)

TITLE 92 (CONT'D)

530.110	r	(P-3003)
530.111	r	(P-3003)
530.112	r	(P-3003)
530.113	r	(P-3003)
530.114	r	(P-3003)
530.115	r	(P-3003)
530.116	r	(P-3003)
530.117	r	(P-3003)
530.118	r	(P-3003)
530.119	r	(P-3003)
530.120	n	(P-2940)
530.121	r	(P-3003)
530.122	r	(P-3003)
530.123	r	(P-3003)
530.130	n	(P-2940)
530.140	n	(P-2940)
530.150	n	(P-2940)
530.200	n	(P-3003)
530.201	n	(P-3003)
530.202	r	(P-3003)
530.203	r	(P-3003)
530.210	n	(P-2940)
530.220	n	(P-2940)
530.225	n	(P-2940)
530.230	n	(P-2940)
530.240	n	(P-2940)
530.250	n	(P-2940)
530.260	n	(P-2940)
530.270	n	(P-2940)
530.275	n	(P-2940)
530.280	n	(P-2940)
530.290	n	(P-2940)
530.300	n	(P-3003)
530.301	r	(P-3003)
530.302	r	(P-3003)
530.303	r	(P-3003)
530.310	n	(P-2940)
530.320	n	(P-2940)
530.330	n	(P-2940)
530.400	n	(P-2940)
530.401	r	(P-3003)
530.402	r	(P-3003)
530.403	r	(P-3003)
530.410	n	(P-2940)
530.420	n	(P-2940)
530.430	n	(P-2940)
530.440	n	(P-2940)
530.450	n	(P-2940)
530.460	n	(P-2940)
530.470	n	(P-2940)
530.480	n	(P-2940)
530.500	n	(P-2940)
530.501	r	(P-3003)
530.502	r	(P-3003)
530.503	n	(P-2940)
530.510	n	(P-2940)
530.520	n	(P-2940)
530.530	n	(P-2940)
530.600	n	(P-2940)
530.601	r	(P-3003)
530.602	r	(P-3003)
530.603	r	(P-3003)
530.610	n	(P-2940)



